



MINUTES OF THE COMMON COUNCIL

TUESDAY, DECEMBER 15, 2020, 6:00 PM

**Virtual Meeting.
Public may join via Zoom.**

A. ZOOM MEETING INFORMATION.

I. This item contains documents which provide call in information and instructions for the Zoom Meeting.

B. ROLL CALL.

Present: Mark Steuer, Craig Stevens, Barbara Dorff, Randy Scannell, Veronica Corpus-Dax, Lynn Gerlach, Kathy Lefebvre, Jesse Brunette, Chris Wery, Brian Johnson, John VanderLeest, Bill Galvin

C. PLEDGE OF ALLEGIANCE.

D. INVOCATION.

Alder Lynn Gerlach, District 3, led the invocation.

I. The invocation will be led by Alder Lynn Gerlach, District 3.

E. APPROVAL OF MINUTES.

I. Approval of the minutes of the December 1, 2020 Common Council meeting.

Moved by Ald. Craig Stevens, seconded by Ald. Kathy Lefebvre to approve. Motion carried.

F. APPROVAL OF THE AGENDA.

Moved by Ald. Randy Scannell, seconded by Ald. Mark Steuer to approve. Motion carried.

G. REPORT BY THE MAYOR.

I. 2021 Committee and Council Schedule.

H. ANNOUNCEMENTS.

I. RECOGNITIONS AND AWARDS.

I. Recognition of Police Department maintenance and motor shop crews who worked so hard during the pandemic. Chief Smith would like to also recognize Dean Simon, Lead Mechanic, who is retiring after 30 years of service.

J. APPOINTMENTS.

I. Appointment of Pam Manley as Emergency Interim Successor to the office of Clerk, effective December 15, 2020.

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to approve the appointment. Motion carried.

2. Reappointments:

Military Avenue Business Association

Adam Kersten, 1600 Shawano Avenue, Suite 204, Green Bay 54303

Term to expire: December 1, 2023

Moved by Ald. Randy Scannell, seconded by Ald. Mark Steuer to approve the reappointment. Motion carried.

K. REPORT OF THE FINANCE COMMITTEE (DECEMBER 8, 2020).

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to approve with the exception of item I. Motion carried.

1. To advance to Council with no recommendation the request to approve the Axon Officer Safety plan 7+ five-year agreement to not exceed \$2,707,837 contingent upon Law Department review and approval.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to approve the agreement.

Moved by Ald. Brian Johnson, seconded by Ald. Randy Scannell to amend contingent on the receipt of the Packers contribution. Motion carried.

Moved by Ald. Barbara Dorff, seconded by Ald. Jesse Brunette to open the floor for discussion. Motion carried.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to close the floor for discussion. Motion carried.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to approve the amended motion. Motion carried.

Yes- Barbara Dorff, Bill Galvin, Brian Johnson, Chris Wery, Craig Stevens, Jesse Brunette, John VanderLeest, Mark Steuer, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, Lynn Gerlach

2. To approve the purchase of a used tractor replacement from Service Motor Company for \$41,750.

3. To receive and place on file the distribution of required communication from new auditing firm Baker Tilly US, LLP.

4. To approve a resolution for state trust fund loan for \$340,000 (financing reevaluation assessment service for the City 2020-2022) approved at the Common Council meeting November 10, 2020.

5. To refer to staff a request by Ald. Wery to the Finance committee which states: "Due to ongoing reasons of 'inadequate staffing' and 'prioritizing of tasks' in our Law Dept, I am requesting we hire City Ethics Inc, or a similar qualified party, to draft revisions to the city's Code of Ethics and Code of Conduct as recommended in their 2018 findings paid for by the City of Green Bay". Staff to continue working on it and to come back in February to give a status update and to be treated as a priority. In addition, if this does not look to be on track to completed by the end of April or early May then we look at other options to see what can be done to get this project done.

6. To proceed as directed in closed session with pending litigation in Harris v. Meves et al.

The Committee/Council may convene in closed session pursuant to Section 19.85(1)(g) Wisconsin Statutes for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. The Committee/Council may, thereafter, reconvene in open session pursuant to Section 19.85(2) Wisconsin Statutes to report any actions taken during the closed session and to consider all other matters on the agenda.

7. To receive and place on file the report of the Claims Committee.

The Committee may convene in closed session pursuant to Section 19.85(1) (g), Wis. Stats., for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. The Committee may thereafter reconvene in open session pursuant to Section 19.85(2), Wis. Stats., to report the results of the closed session and consider the balance of the agenda.

L. REPORT OF THE REDEVELOPMENT AUTHORITY (DECEMBER 8, 2020).

I. To refer to staff the JBS/Packerland Packing Site Development Agreement.

The Council may convene in closed session pursuant to Sections 19.85(1)(g), Wis. Stats., for purposes of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. The Council may thereafter reconvene in open session pursuant to Section 19.85(2), Wis. Stats., to report the results of the closed session and consider the balance of the agenda.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to approve referring this item to staff.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to go into closed session at 7:15 p.m.

Motion carried.

Yes- Barbara Dorff, Bill Galvin, Brian Johnson, Chris Wery, Craig Stevens, Jesse Brunette, John VanderLeest, Mark Steuer, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, Lynn Gerlach
Ald. Randy Scannell read the closed session language.

Moved by Ald. Barbara Dorff, seconded by Ald. Craig Stevens to return to regular order of business at 7:40 p.m. Motion carried.

Voice vote taken on original motion. Motion carried.

M. REPORT OF THE IMPROVEMENT & SERVICES COMMITTEE (DECEMBER 9, 2020).

Moved by Ald. Barbara Dorff, seconded by Ald. Randy Scannell to approve. Motion carried.

1. To approve to reduce the invoice to \$40 on request by James Gehr to rescind the bulk waste invoice of \$80 at 1104 Shea Avenue.

2. To refer to staff for study to have a traffic barrier installed on Bellevue Street running north from Lilac Lane. (Ald. Galvin)

3. To refer to staff for study a way to install the floating docks when water levels are high and preparing docks at Leicht Park for spring fishing tournament. (Ald. Scannell)

4. To approve the request by the Department of Public Works to award a contract for miscellaneous Architecture and Engineering Services to Berners Schober Associates, Inc. for 2021-2022.

5. To approve the 2021 Sanitary District rates as provided in the Proposed 2021 Sewer Service Charges summary.

6. To approve the 2021 Storm Water Utility rates as follows:

Monthly charge \$10.22/ERU

Yearly charge \$122.70/ERU

7. To approve the report of the Purchasing Manager:

A. To approve the purchase of a Jet/Vacuum truck from Vactor for the sum of \$296,624.00. Sole Source document attached.

B. To approve the Wastewater Monitoring contract for a period of 2 years with 3 additional one-year options to be awarded to the lowest responsible bidder to RFB #3290 with a not to exceed limit of \$250,000 annually.

8. To approve the award of the contract SEWERS 9-20 MUSEUM PLACE STORM LIFT STATION to the low responsive bidder, Advance Construction, Inc., in the amount of \$335,556.

9. To receive and place on file the report of actions taken by Department of Public Works

A. Granting of Licenses

I. Sidewalk Builder

- a. Andersen Basement Repair, Inc.
- b. Crete Workx

N. REPORT OF THE PROTECTION & POLICY COMMITTEE (DECEMBER 7, 2020).

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to approve with the exception of item I. Motion carried.

1. To approve an available "Class B" Combination license for Skaliwags High Cotton Club Limited at 217 N. Washington with a licensed premises description "all levels of address. 2 floors for business service, basement level beer cooler," with the approval of the proper authorities. (Previously licensed as Fox Heights LLC during the 2019-2020 license year).

Moved by Ald. Mark Steuer, seconded by Ald. Barbara Dorff to receive and place on file Item I. Motion carried.

2. To approve an appeal by Jennifer Seibert regarding the denial of her operator's license.

3. To approve a request by Ald. Chris Wery to review, with possible action, Ordinance 8.16 'Practice of Massage or Bodywork Therapy Requiring State License' and any other related ordinance and to approve General Ordinance 34-20 as presented by Staff and to refer to staff to review and develop additional business licensing procedures for massage and body works therapy businesses.

4. To approve a request by Ald. Johnson to extend the temporary expansion of licensed premises through Dec. 31, 2021 and approve General Ordinance No. 40-20 as presented by staff with the amendment that the expiration date be December 31, 2021.

5. To refer to staff a request by Ald. Scannell for the City of Green Bay to adopt the following ordinance: The levels of fluoride in the drinking water of the City of Green Bay will be determined by the recommendations of the city's Water Utility Manager and the Wisconsin Department of Health Services along with the consent of the municipalities the water utility serves.

6. To receive and place on file The Liquor Violation Report for December 7, 2020.

O. REPORT OF THE PROTECTION & POLICY COMMITTEE GRANTING OPERATOR LICENSES.

Moved by Ald. Craig Stevens, seconded by Ald. Kathy Lefebvre to approve. Motion carried. Ald. Mark Steuer abstained on Abby Steavpack.

I. Report of the Protection & Policy Committee granting Operator Licenses.

P. REPORT OF THE PARK COMMITTEE (DECEMBER 9, 2020).

Moved by Ald. Randy Scannell, seconded by Ald. Veronica Corpus-Dax to approve. Motion carried.

1. To approve entering into a formal lease of the Wildlife Sanctuary Residence to the Wildlife Sanctuary Superintendent.

2. To receive and place on file the placement and relocation of the playground equipment and splash pad at Farlin Park.

3. To approve to purchase one (1) Compact Wheel Loader for \$86,324.00 from Brooks Tractor Inc. the lowest responsive, responsible vendor from RFB #3287.

Q. REPORT OF THE PERSONNEL COMMITTEE (DECEMBER 8, 2020).

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to approve with the exception of item 3. Motion carried.

I. To approve the request to fill the following replacement positions and all subsequent vacancies resulting from internal transfers.

- a. Public Works Supervisor - Public Works
- b. Deputy City Clerk - Clerk's Office

2. To hold the request by Ald. Brian Johnson to the Personnel Committee for an update on the alderperson orientation program that was submitted approximately two years ago.

3. To approve and award a 3-year contract for crossing guard services (RFP #3262) to Cross Safe/Everything Parking, Inc. for the estimated amount of \$1,338,656 with (2) one-year renewals upon mutual agreement due to the cancellation of the original contract with All City Management Services, Inc.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to approve item 3. Motion carried.

4. To repeal and replace Personnel Policy Chapter 23.2 Families First Coronavirus Response Act with Chapter 23.3 COVID-19 Paid Sick Leave as amended to begin the benefit for Police and Fire effective December 15, 2020.

R. RECEIVE AND PLACE ON FILE.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to receive and place on file. Motion carried.

I. The Municipal Court Report for November 2020.

2. Building Permit Report for November 2020.

S. RESOLUTIONS.

Moved by Ald. Randy Scannell, seconded by Ald. Mark Steuer to suspend the rules and adopt Resolutions 1 through 3 together with one roll call vote. Motion carried.

Moved by Ald. Randy Scannell, seconded by Ald. Mark Steuer to adopt Resolutions 1 through 3. Motion carried.

Yes- Barbara Dorff, Bill Galvin, Brian Johnson, Chris Wery, Craig Stevens, Jesse Brunette, John VanderLeest, Mark Steuer, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, Lynn Gerlach

1. To approve a resolution for state trust fund loan for \$340,000 (financing reevaluation assessment service for the City 2020-2022) approved at the Common Council meeting November 10, 2020.

2. Resolution drawing final orders to contractors for December 15, 2020.

3. Resolution recognizing Police Department mechanics and motor crews for their outstanding work during the pandemic.

T. COMMITTEE OF THE WHOLE.

1. For consideration with possible action on an appeal by Stacie Girling regarding the denial of her public vehicle operator license.

FOR ALL LICENSING ISSUES, the Council may convene in closed session pursuant to §19.85 (1)(b) and/or §19.85 (1)(f) Wis. Stats., for the purpose of considering information with respect to licensing for a person, including financial, social, or personal information. The Council will thereafter reconvene in open session pursuant to Section 19.85(2), Wis. Stats., to take action on items discussed in closed session, if appropriate, and to consider the remainder of the agenda.

Moved by Ald. Mark Steuer, seconded by Ald. Barbara Dorff to open the floor for discussion. Motion carried.

Moved by Ald. Randy Scannell, seconded by Ald. John VanderLeest to close the floor for discussion. Motion carried.

Moved by Ald. Bill Galvin, seconded by Ald. Lynn Gerlach to amend the approval once she provides a letter from her probation agent attesting to the fact that her incarceration from this past October was based on a false complaint/unfounded.

Moved by Ald. Craig Stevens, seconded by Ald. Lynn Gerlach to open the floor for discussion. Motion carried.

Moved by Ald. Barbara Dorff, seconded by Ald. Craig Stevens to close the floor for discussion. Motion carried.

Voice vote taken on previous amendment approved.

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to approve as amended. Motion carried.

2. For consideration with possible action on General Ordinance 41-20 amending General Ordinance 29-20 relating to required face coverings.

A correction was noted by Deputy Attorney Joanne Bungert, the correct Ordinance 42-20 relating to temporary expansion of premises.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to approve.

Moved by Ald. Jesse Brunette, seconded by Ald. Chris Wery to amend the Ordinance removing Line 4b. Motion carried with Mayor's vote breaking the tie.

Yes- Barbara Dorff, Brian Johnson, Chris Wery, Craig Stevens, Jesse Brunette, John VanderLeest,

No- Bill Galvin, Mark Steuer, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, Lynn Gerlach

Moved by Ald. Barbara Dorff, seconded by Ald. Kathy Lefebvre to amend the Ordinance changing the date for which the Ordinance would expire to February 17th. Motion withdrawn.

Moved by Ald. Barbara Dorff, seconded by Ald. Brian Johnson to amend the Ordinance changing the date for which the Ordinance would expire to February 2, 2021. Motion carried.

Moved by Ald. Barbara Dorff, seconded by Ald. Lynn Gerlach to approve this item as amended.

Motion carried.

Yes- Barbara Dorff, Bill Galvin, Brian Johnson, Craig Stevens, Jesse Brunette, Mark Steuer, Randy

Scannell, Veronica Corpus-Dax, Kathy Lefebvre, Lynn Gerlach, No- Chris Wery, John VanderLeest

3. Consideration with possible action for the City to not renew the flexible spending account agreement with Total Administrative Services Corporation and enter into an agreement with Employee Benefits Corporation to administer the City's flexible spending account effective January 1, 2021.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to amend this item to permit staff to enter into an agreement with either Total Administrative Services Corporation or Employee Benefits Corporation to administer the City's flexible spending account effective January 1, 2021. Motion carried.

Moved by Ald. Randy Scannell, seconded by Ald. Lynn Gerlach to approve as amended. Motion carried.

U. ORDINANCES-FIRST AND FINAL READING FOR ADOPTION.

I. General Ordinance No. 40-20

An ordinance amending General Ordinance No. 20-20 relating to temporary expansion of premises.

Moved by Ald. Brian Johnson, seconded by Ald. Randy Scannell to suspend the rules to allow for Council adopt on first reading. Motion carried.

Minutes of the Common Council

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to approve. Motion carried.

2. General Ordinance No. 41-20

An ordinance amending General Ordinance 29-20 relating to required face coverings.

Moved by Ald. Randy Scannell, seconded by Ald. Brian Johnson to suspend the rules to allow for Council adopt on first reading. Motion carried.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to approve. Motion carried.

Yes- Barbara Dorff, Bill Galvin, Brian Johnson, Craig Stevens, Jesse Brunette, Mark Steuer, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, Lynn Gerlach, No- Chris Wery, John VanderLeest

V. ORDINANCES - FIRST READING.

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to advance ordinance I to a second reading. Motion carried.

I. General Ordinance No. 34-20

An ordinance repealing and recreating section 8.16, Green Bay Municipal, relating to practice of massage and bodywork therapy requiring state licensing.

W. REFERRAL OF PETITIONS & COMMUNICATIONS.

Moved by Ald. Randy Scannell, seconded by Ald. Mark Steuer to refer the petitions and communications to the appropriate Committee or Commission. Motion carried.

A request by Ald. Kathy Lefebvre to the Finance Committee to provide financial breakdown on the Fair Election Grant and where it was spent.

X. ADJOURNMENT.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to adjourn. Motion carried.

Pamela Manley

Interim Green Bay City Clerk

These minutes in their entirety, are available in the City Clerk's Office and on the City website at greenbaywi.gov.

VERBATIM MINUTES

- I called the order, a meeting of the Common Council for Tuesday, December 15th, 2020. Clerk.
Minutes of the Common Council

- [Clerk] All 12 are present on it.

- We do have a quorum and we'll proceed. Please rise now for the Pledge of Allegiance and remain standing for the invocation led by Alder Lynn Gerlach from the Third District.

- [Alders] I pledge allegiance to the flag of the United States of America and to the Republic for which it stands, one nation under God, indivisible, with Liberty and Justice for all.

- Folks would you please be seated because this is not a prayer. This is going to be something else and you don't need to stand. So I would really like to ask everyone to be seated. Okay. So this being our last meeting of this horrible year of 2020 with the pandemic still raging and the political polarization still keeping us in fraught times. We still remember, a lot has happened in our streets this past year. So I wanted to find a poem I could share with you that might give us some hope and some strength. And I found this poem by Miller Williams who is a late poet from Arkansas. It's called "Of History and Hope" Let me force this document to move here, so I'll be able to, I'm having a little trouble, I'm sorry, just hold on a minute. There it is. I think I got it. Okay. We got it. "Of history and Hope" by Miller Williams. We have memorized America, how it was born and who we have been and where. In ceremonies and silence, we say the words telling the stories, singing the old songs. We like the places they take us. Mostly we do. The great and all the anonymous dead are there. We know the sound of all the sounds we brought. The rich taste of it is on our tongues. But where are we going to be, and why, and who? The disenfranchised dead want to know. We mean to be the people we meant to be, to keep on going where we meant to go. But how do we fashion the future? Who can say how, except in the minds of those who will call it now? The children. The children. And how does our garden grow? With waving hands oh, rarely in a row and flowering faces, and brambles, that we can no longer allow. Who were many people coming together cannot become one people falling apart. Who dreamed for every child an even chance cannot let luck alone turn doorknobs or not. Whose law was never so much of the hand as the head cannot let chaos make its way to the heart. Who have seen learning struggle from teacher to child cannot let ignorance spread itself like rot. We know what we have done and what we have said, and how we have grown, degree by slow degree, believing ourselves toward all we have tried to become just and compassionate, equal, able, and free. All this in the hands of children, eyes already set on a land we never can visit, it isn't there yet but looking through their eyes, we can see what our long gift to them may come to be. If we can truly remember, they will not forget.

- Thank you Alder for sharing those words with us. On to approval of the minutes.

- Motion to approve

- [Lefebvre] Second

- Motion made by Alder Stevens, seconded by Alder Lefebvre to approve the minutes from the December 1st, 2020 meeting. Any corrections need to be made here? Seeing no requests, all in favor please signify by saying, aye

- [Alders] Aye

- Oppose Nay. The ayes have it and that has been approved. Approval of the agenda

- Motion to approve

- [Steuer] Second

- Motion made by all Alder Scannell, seconded by Alder Steuer to approve the agenda, any changes? Seeing no requests all in favor, please signify by saying, aye.

- [Alders] Aye.

- Oppose nay. The ayes have it. The agenda has been approved. Report by the Mayor. We do have the 2021 committee and council schedule. That's been emailed out to all alders. You know, really just wanted to note the change that's been suggested by a handful of you which is to sort of eliminate that, that summer schedule that the city has had for a number of years. I heard your concerns and responded to them. You know, the compromise that I have offered up to council is, is really, you know maintaining that normal schedule with the exception of middle of summer having a little bit of a break there in July, so that staff can take some time away from the city and enjoy some, some well-needed rest. So with that exception, and with some changes around the elections to accommodate the responsibilities of the Clerk's Office, we'll be having more of a normal meeting schedule in 2021.

Minutes of the Common Council

So just wanted to note that for all of you and for those super citizens who pay attention to these sorts of things. Also wanted to touch on something that's on the agenda tonight and something that is not, what's not on the agenda as a number of folks have probably noticed is an extension of our emergency, our state of emergency here in the city of Green Bay. I just want everybody to know that in my view we still have a very serious public health crisis and emergency in the city and state and country. The reason that I'm not seeking an extension of that that proclamation or that declaration at the municipal level is because, you know I think we're going to be able to deal with these things pretty rapidly by convening a council meeting, if necessary in 24 hours. I think we've demonstrated an ability to hold a number of special council meetings with our ability to do things virtually, I think we have a lot of flexibility. So just want people to know that this is really a statement about, you know executive power and authorities working with legislative power and authorities as one and feel like we can, we can meet the needs of the citizens under the regular order of business. So that's why I have not things. But to reinforce the point that I think a strong majority of citizens would agree that we still face some significant public health challenges. I am requesting an extension of the requirement that is also falling away at the end of the year. I am seeking an extension of that. You know I think it sends a really important rhetorical message to our community that, that this is a simple really easy thing to do. Almost literally the least, you know, the least that we can do to keep one another safe is by wearing a mask whenever possible when we're congregating with other folks. So that obviously is before you tonight and I'm seeking council approval of that extension. I also wanted to touch on the safety plan that's before you that is being supported by our our chief and our police department. That includes, of course, the implementation of a body camera program here in the city of Green Bay for our officers. It's certainly not the end all be all with regard to public safety or policing, but I think this is a really really important step forward for us. I know some folks might have concerns with the way it's being financed and certainly in an ideal world we'd be able to incorporate this expense immediately into our operational budget. That's certainly the long-term goal for me hoping that it's not all that long-term to be honest with you, but again I think this is a very important step forward as the chief has said timing is really right with this given the strong support that we're seeing from the Green Bay Packers and, and some of that, and some of those questions that have been answered at the legislative level with regard to records retention I strongly believe it's time for us to move forward and would ask for council support on that item as well. Finally, obviously we're moving into the holiday season a little bit different than how we've experienced things in the past, obviously but wanted to wish all of you a very Merry Christmas and happy new year to council. With that I will conclude my report and move on to announcements from council. Alder Scannell.

- Yes, that me? I just like to mention a few things

- If you want to just hold for a second Alder, we're just encourage all people tuning in to mute their mics, if you're not speaking. Alder Scannell, go ahead.

- Okay. There is a app app that local businesses if you haven't heard of it, enlist your goods there and everyone in the community, if you're looking to shop locally you can go to the ShopHere App and you can find local stores to do a search and find the good you're looking for and get it right here. If

you need to see a webinar for more information on it you can go to Downtown Inc. They've got a link for that. Also you should social distance but we should get out and we should see this display. There's quite a display on our CityDeck come on down and take a look. And while you're down there, both Downtown and Olde Main are going to be decorating the storefronts. They got a contest. So if you have an establishment in those areas and you haven't signed into the contest, get her going and let's all take a walk it's down our CityDeck and then see what our storefronts look like. So come on downtown. Thanks.

- Thank you for that Alder. I would, I wouldn't second, those, especially those first comments I've used the app a couple of times. It's pretty slick. So would encourage others to do the same. Alder Lefebvre.

- [Lefebvre] Yes. Thank you, Mayor. I just wanted to say that I approve of the lifting, the emergency thing. I think, you know there's a time and a place for everything. And we, we were in a learning situation and I think we're finding out how we can handle some of this stuff. And I do believe in the math, I have asthma and but I wear my mask because I don't want to give it to anybody else. And also don't want to get it for myself but it's just common courtesy. And I believe that we, we should show respect for everybody. And also I have been going downtown and at some of the small shops but I make sure that there aren't a lot of people in the shop and I wear my mask and I wash my hands. I use the hand stuff afterwards. I'm very careful. And I think others can do that. The small businesses do need our business. And if you don't, we can call 'cause so many of them will do pickup and I've even had at the museum I've had somebody deliver right to my house some of these stuff. So I think it's, that we do have to support our small businesses because they are very much in trouble. Thank you. And Merry Christmas to everybody.

- Sorry about that. Alder Galvin, go ahead.

- Thank you, Your honor, I don't usually do announcements, but so many of my constituents and others have been so impressed with the holiday light display that the park department has put up in St. James Park. And I, from what I understand, it's going to be rotating. So I mean, eventually all of you will have the privilege of having this beautiful display in your parks and in Christmases to come. But I encourage people to come down and take a look. It really is a neat display. It's beautiful. My granddaughter just loved it and seeing all the people, neighbors and people that aren't neighbors pulling up and walking through and taking pictures and enjoying the scenery was very nice. Also the Park Department did a beautiful job honoring our health care workers at Astor Park or I'm sorry, Badger Park, where they put up a beautiful blue light display on the walkway that most of the employees take to their parking areas where they parked their cars and essentially a good tribute to them. It covers the employees from the two hospitals there. And I think it's a really nice scenery for these people. Thank you.

- Absolutely, well send Alder. Alder Wery.

- There we go. My apologies. I think that was my communication error before that run out of all the signal. So I had to switch to my phone from my computer.

- [Mayor] No problem.

- I just wanted to thank first, the Open Green Bay Area School, they held a, an event this weekend. You can check out their Facebook page. It's Open Green Bay Area Schools, Brooke logic, Andrews and Melissa Stitts, mainly for holding that. And I fully support their efforts. I'm hoping the Green Bay School Board needs to, you know stop dragging their feet and get get our kids back to school. I have a son that goes to West, and we need to find a way to get this done. So other than that, just Merry Christmas.

- So any other announcements

- Mayor

- alder Steuer

- Thank you, Your Honor. Also, I'd like to wish council and citizens of Green Bay a very Merry Christmas, happy new year happy holidays and all that good stuff. I'd like to give a shout out to Elmore School in my district. The parents and the principal there are doing a phenomenal job of reaching out to the immediate community and helping with needs that they have. And believe me, there are a lot of needs in the community. And I think, you know, as we move forward look at our schools, our churches, our neighborhood, Salvation Army, wherever we can help even a little bit every little bit helps. And I think it's important that, you know, we are very thankful. I'm very thankful to live in a country that I'm free and doing okay. I know a lot of people aren't and I just would hope that we can reach out to people that do need help in this time. And that's it. Thank you.

- Thank you Alder. Any others?

- Mayor, Alderman Brunett.

- [Mayor] Yeah, go ahead.

- Yeah, thank you. Just wanted to wish my colleagues and the public here a very Merry Christmas and happy new year. We've dealt with a lot of issues in our community, in our country. A lot of issues that perhaps the City Council's never had to deal with. I think at times we've kind of got each other a little bit you know, difficult making some of these decisions at a time where the community seems very conflicted. So I wish you all very, very well in this coming year. One thing if 2020 has taught us is the need of community that we have to stick together. We can't let petty differences tear us apart as a country and as a community. And also we need to connect back to civic life. It's very nice. Although we've dealt with a lot of really controversial issues. It's nice to see more and more people attend our City Council meetings perhaps by Zoom, I know, but as we enter into the new year and can meet in person again, I encourage the public to continue to fill up our city council chambers because civic life is very important. We know that now more than ever I want to thank our neighborhood associations. I was able to participate Green Bay Neighborhoods meeting neighborhood leadership council, also known as a couple of weeks back. It's hard to keep neighborhood associations going in normal times, let alone under difficult times like this but I'm very encouraged to see the elaboration within our neighborhoods and very dedicated people to keep this thing going. So specific to my district a constituent was elected as chair person of the Green Bay Neighborhoods So congratulations, that's Sarah Lucho. Vice Chairman Jim Brenner Bush. I know many of you know, Jim. Congratulations to him and all the other leaders. Finally usually I don't speak so long on announcements, but you know, just keep the small businesses in mind and not just small businesses but also thrift stores and restaurants. If you're doing holiday shopping, you know perhaps a gift card to one of our small businesses or have a family dinner you go to one of these small businesses. Not that big chain stores are not important, because they are on, I do somehow all around, you know Walmart's is full, Target's full, Meyer's full. Unfortunately not all of our small businesses are and we know how important small businesses are to this community and those they employ and the people who own those businesses. So it goes without saying, but just please, please if you're going to do a little holiday shopping don't forget the small businesses and thrift stores. With that, I'll hand it over to you Mayor. Thank you.

- Very good. Thanks Alder. All right. We will move along to Recognitions and Awards. We do have a recognition here tonight recognizing the police department maintenance and motor shop crews who have worked incredibly hard during this pandemic to make sure that all our vehicles are functioning and that they are clean and safe for our officers to occupy. And I know Chief Smith is obviously on the call tonight. He would like to recognize those employees as well as a special recognition for Dean

Simon, our lead mechanical at PD who is retiring after 30 years of service. So with that, I will turn things over to Chief Smith.

- [Chief Smith] Thank you Mr. Mayor, and thank you council members. This is a copy of the proclamation. It's signed by myself, of course, by the Mayor by all the written men President of the Council, Jesse Brunett, and by Kim Wig from Chris office of the city clerk. And basically what I hope to let everybody know is that we as the Police Department knew that when this COVID hit back in February and March, we knew we could not shut down the police department. We knew we still had to be there to answer those calls. We also knew that this COVID virus was very contagious and very easily transmitted. And we knew that with as many people, 180 officers working in this building, we needed to keep the building clean and we needed to keep our cars clean. So the gentlemen you see seated behind me you see on the screen there that is the maintenance crew and the motor crew. And these are the guys who have changed their shifts changed their schedules, changed their hours of work to cover it around the clock. They kept our station pristine. They just from a, you know, cutting the grass and and moving stuff and painting stuff and fixing stuff to keeping the station clean. That was their goal and keeping everything sanitized. The guys work in the motor shop. They stopped building cars and they concentrated on getting all our police cars clean. So every cop that got into a car at the beginning of their shift had a car that had been completely sanitized. And because of that, I'm convinced we were able to in the first six months of this COVID only have probably three people infected while we saw these infected, infections raised all across the country. I got an example of it, of the proclamation here. I'm happy to read it. I certainly don't want to read eight of them to you. But if I could, if you'd indulge me I'll introduce the crew that we have here. And let's start in the very far corner that is Kevin Francis. He's one of our maintenance crew. His dad, Ted is next to him. Next to him is Gary L Jaleco McDermott. He's our lead maintenance guy. And Rick Candice is on the end, he's our business manager. In the front row here, we have Todd Booth on the, on your far right. And next to him, James, the very famous James spelled Chuck spelled chose spelled County James. Next to him is Dean Simon. And Dean Simon is retiring this week after 30 years. He's our lead mechanic foreperson what these guys did. And finally, Steve Marty, of course, who I owe big favors from way back when, before I even started working here. So these are the crew that did it. These are the crew that changed their shifts. These are the crew that kept our officers healthy so they could get out and they could take care of the city. So I just, from the bottom of my heart, want to thank them and recognize the great work that they've done.

- Absolutely very well said Chief. Thank you so much guys for everything you've done on behalf of the city and I appreciate it. Onto appointments.

- Motion to approve.

- [Stevens] Second

- Motion made by Alder Scannell, seconded by alder Stevens to confirm the appointment of Pam Manley as emergency interim successor to the Office of Clerk effective December 15, 2020. Any discussion? Hearing none, all in favor will signify by saying "Aye".

- [Alders] Aye.

- Oppose "Nay". The Ayes have it. And that appointment has been approved. Onto Reappointments. Motion by Alder Scannell was that seconded by Alder Wery? Nope. Just make another noise.

- I'll second if he doesn't

- Motion made by Alder Scannell seconded by Alder Steuer to confirm the reappointment of Adam Kirsten to the Military Avenue Business Association. The Mayor hearing none, all in favor please signify by saying "Aye"

- [Alders] Aye

- Oppose Nay. The ayes have it. And that reappointment has been approved

- A point of order Mayor I'm taking a step back to item number one with the appointment of Pam Manley because of that appointment being required by state statute, does that require a roll call vote?

- That is a good question. Attorney Bungert.

- I don't believe so. As far as the matter of voting it's up to parliamentary procedure of the body. So as long as the body is okay with proceeding with roll call votes, there isn't a requirement in the state statute that provides it has to be roll call. So

- - I just wanted to verify so we didn't get in trouble.

- [Bungert] Nope. That should be fine.

- Very well. Alright. Thanks Attorney Bungert. Thanks Alder. Onto the report of the finance committee

- Motion to approve

- [Dorff] Second

- Motion made by Alder Scannell, seconded by Alder Dorff to approve Report K, which is report to the finance committee from the meeting on December eight, 2020. Any items here to be handled separately?

- Item One

- Any others? Hearing none, all in favor of approving the remainder of that report please signify by saying aye.

- [Alders] Aye

- Oppose Nay. The motion has been approved with the exception of Item One

- Motion to approve

- [Dorff] Second

- Motion made by Alder Scannell seconded by Alder Dorff to approve Item One. Item was pulled by Alder Dorff, You have the floor.

- Thank you. So while the item it says to advance to council with no recommendation the request to approve, et cetera I would like to clarify that a little bit. I'm the chair of finance. And we had a very robust discussion about this and I did not get the impression that anyone was opposed to the officer the camera's, the concern had been financing it. And I'm waiting to see with two, two to be Alders what the amount would be from the Packers. And of course they were extraordinarily generous. I am so grateful to them for for what they have offered to us. So there were two Alders voted to to move it forward, approve it. And two others did not. And that means it just it moves forward with no recommendation. So I did, I wanted to explain what that meant and we will have a good discussion about this here. I, myself am very much in favor of this. I think a lot of groundwork was done by both Calvin Winter who is our procurement manager by the police department, by the people that they worked with by the Axon people that they gave last, if you recall it council last month we, actually earlier this month we had that presentation about what the the body cameras are going to be like. So we really have talked about this already. Not really talked about it, but we we've seen it. Now we're talking about implementing it finding the funding for it. And I'm just going to say right now that I'm very much in favor of these cameras moving forward. As we talk a little bit there may be people from the public some have contacted me about possibly wanting to speak. I'm not sure right now if we, if we need to open the floor maybe we'll have some Alders speak first, but I may ask to open the floor in a little while. Thank you, Mayor.

- Thank you Alder. Just a reminder to press your buttons, if you'd like to speak on the item in particular.

- [John] Mayor I'd like to speak on that.

- [Mayor] Alder VaanderLeest go ahead.

- [John] Can we discuss the amount that the Packers is gonna endorse as far as the amount towards the body cameras? We know that amount. Do we know that amount?

- We do. It was included in your packet that was distributed but I will turn things over to Director Ellenbecker Work those dollar amounts, work that through for you.

- Sure and thank you, Mayor, Yes. If you were to look at your packet at least online on page 13 of the packet there's a on that page, there's a summary. And in the section that says total savings offered the very bottom line. It says like Packer's contribution is \$757,389. And so then you go to the second column. Our first pass, the total package that the city was going to was were asked to pay for in five years was 2.7 million with the Packer's contribution that brings it down to city's overall cost in the five years as \$1,950,448 and 50 cents. What that does is it takes out most of the costs of year one and reduces year two costs for, and again remember this is for body cameras. This is for tasers. This is for software. This is for car cams and a lot more other this is one complete package. So it's more than just body cameras.

- [John] Can I ask, where are the rest of the money's going to come from? what is the financing tool to get this done? Where are we getting the money from?

- Yeah, in year one, we're only, the city only has to put out \$21,600. And that is already in the 21 budget. We had already budgeted \$21,000 for the taser program. So that will already in the budget. And then in year two, we will either have to try to put money in the operating budget or we will have to go bonding for year two through five. And so we tried to ramp up the expense so that we're hoping to, again, try to start putting some money into our operating budget, to cover this thumb this comprehensive package of, and we're getting a lot more in software and equipment in this package compared to what we already have.

- [John] In year two through five. Is there any finance that's going to be coming due that we couldn't be able to, you know offset these costs as far as bonds coming due or less payout as far as our debt obligation?

- Yes, every year we have some debt that comes comes due and you know, that gets paid off. In like 2020 we'll have some 2021, we'll have some debt that is paid off. So every year we have some that gets paid off. And then typically every year we take out some new debt.

- [John] In other words, can we incorporate it without having a tax increase for 2022? Is that possible?

- We can certainly take a look at it but that's two years out to be able to tell you what debt would come off the books and what we'd be adding. We could certainly do analysis but that would be a year or two out there if that information is not available at this time.

- [John] Okay. Thanks. That's all I have the questions for. Thank you.

- Thanks Alder. Alder Galvin

- Thank you, Your Honor. This is a question for Director Ellenbecker. At our last finance meeting it was discussed well finance in person. There was discussion about the city's contract for crossing guards. And we were made aware that we said the crossing guards because we have a very small percentage working this year. And we're looking at a savings of over \$400,000. And I'm wondering if maybe the budgeted money could be set aside to pay off some of our debt moving forward saying to the second year and beyond if possible. I'm not sure how far it would stretch. I don't recall what our debt requirement is for that second year of the contract.

- I can, what I can tell you about the crossing guards, the 2021 budget is \$431,000 for the crossing guards. So, you know, early in the year if we're not using the crossing guards because the school's not in session, we'd certainly have some savings but I would expect at some point we're going to be using those crossing guards. Your question is, is it's operational expense. It's a 2021 budget. We wouldn't be able to carry over or hold any money for our 2022 budget for a 2021 expense because there's our operating expenses.

- Oh, okay. And I apologize. So we budgeted money for crossing guards for 2021 or 2020 didn't, aren't we saving money in 2020 on crossing guards?

- Well, 2021 yeah. Correct. We budgeted \$390,2000 for the crossing guards because they are our staff. Yes. And we, so we haven't paid out the employees, correct. There is savings in 2020.

- Okay. Can that money be set aside to be used to offset some of the costs of this program?

- We would not be able to set aside 2020 operating money for a 2021 or 2022 purchase. If there is, if there was to be a surplus at the end of 2020 the council does have the option at the end of 2020 to designate what that surplus would go toward we typically would prefer to have it go right down to the fund balance from the bottom line, to increase fund balance. But the council does have the authority to if there is a surplus how they would want it designated. At that point, they would have the option to try to set some of that money aside if there's a surplus at the end of 2020.

- Okay. And so the same thing that applies to 2021 we can only use moneys budgeted for that year. And I anticipate schools are going to be starting at some point but I imagine there might be some savings there but that can only be applied to items in 2021. All right. Thank you very much. I appreciate the information.

- Yes.

- Thanks Alder. Alder Johnson.

- Thank you Mayor. I was one of those individuals at the committee level that wanted to vote for no recommendation. Right? I wanted to do explain that. And it was predominantly because we weren't aware of what the Packer's contribution was going to be at that time. And I didn't think it was appropriate for me at least to cast a vote in support of something for which I didn't have the full picture in terms of you know, how much it was ultimately going to cost. And so recognizing the generous contribution that the Packers are willing to step up with on this, it certainly helps alleviate I think a number of the questions that a few of us had. In fact, I think everyone at the committee had. And then of course, two of us who supported the no recommendation I think just monitor maybe a little bit more assurance on that front, which were The one major concern that I did have, at the committee level though, was the financing. I have yet to stumble across an Alder through public statements they're intimidated the committee that, that opposes the that opposes the concept of body cameras. And I think there might be some different pieces. And as other Alders have an opportunity to speak there might be some additional questions in pieces that they look to and answers that they want to have tonight. But I think inherently there seems to be some general and broad score for the body cameras, but it's not enough. Unfortunately, we still have to know how we're going to pay for those things. And I think that's at the heart of some of the conversation that had at finance committee. For me, one of the concerns that I expressed at finance committee was recognizing that our budget is in a very precarious situation. It's very tight from year to year, right now, there's the light at the end of the tunnel on that, but a few years down the road. So I think the Packer's contribution really helps create some bandwidth opportunities for us in that first year. And recognizing that that \$21,000 balance for year one of the contracts can be, can be taken out of the police budget and the taser line, I think is a is a big bump forward as well. The other piece is, is related then to bonding. We have the ability to bond this. If we can incorporate debt into our annual budget. And I just want to make a comment about that because I do think it is important that we find

a way for us to absorb this into our annual operating budget. We're looking at approximately \$400,000 a year for us to keep this program. The way that that math works, for those who haven't looked at the paperwork, this is a seven year contract but it comes in payments over five years. So if you average, you're looking at about \$400,000 a year with different payments in different years, but the problem with bonding is that typically you're going to float bonds for you know, one year, three years, five years, 10 years that would be up to the recommendation of staff. And just when that, that comes up. But my fear is, if you start bonding for something that is an annual expense you will never retire the debt. And so for that reason, I think it's very important that we absorb this into our annual operating budget. I initially considered an amendment putting a contingency on this, that there not be any bonding but I'm going to withhold from doing that because I don't like the idea of handcuffing the council or the Mayor's Office in proposing future budgets. But I also wanted to at least take the opportunity of saying that as future bond requests come before council that is something that I'm going to watch very closely because I think it's important that we find a way to make this an annual operating expense. And then the last thing and I don't know this for sure Mayor, but I don't, is there an actual motion on the floor?

- [Alder] Yes.

- Did Alder Dorff make a motion?

- She did. Yep.

- Okay. I mean, the one thing that I would maybe offer up as an amendment if Alder Dorff just accept it she can do that, but that we add a contingency that are the contingency based on receipt of the Packers contribution. I think it's important I didn't see a letter of commitment or anything along those lines in the packet. So I think it's just important that we that we do have that additional protection within, within the purchase.

- I did not make the motion. I think Alder Scannell made the motion. I seconded that motion.

- So I guess it be up to Alder Scannell then if he'd be willing to accept that contingency.

- Certainly. Not a problem.

- Okay. So Alder Johnson makes a motion to amend that would make this this item contingent on the receipt of the contribution from the Green Bay Packers, that's been seconded by Alder Scannell. Discussion on that amendment? Seeing none, all in favor will signify by saying, aye.

- [Alders] Aye,

- Oppose nay.

- Mayor.

- [Mayor] Yeah. Director.

- Yes. Can I just, I want to clarify or I kind of understand where Alder Johnson was thinking that this is a seven-year contract. I am. It is a five-year contract and is to be paid over five years. I guess maybe you can help me understand why you think it's a seven year contract.

- I was at the conversation, we had a finance committee that the equipment life span on this was seven years and that the service being provided in terms of data storage lasted for seven years.

- As Chair of Finance, I recall five, we talked about five years. I remember you said seven one time and it was corrected to five but I thought it was five.

- Okay, well, I'll look back over the documents while other people are speaking. If I've got a misunderstanding on that the only difference that that makes in the dialogue then is that instead of looking at a \$400,000 a year expense it's more. Just kind of keep that in mind, that's the only relevance of the seven year was on that calculation. And I'll take a look at where that misunderstanding came from.

- Okay. So we do have that amendment and a second on the floor. All in favor signify by saying aye,

- [Alders] Aye

- Oppose Nay. The ayes have it. The amendment has been adopted. Alder Brunette.

- Yeah. Thank you, Mayor. Regarding body cameras, I'm in favor of body cameras. I think it's important to get the squad cameras also the taser which would be a means of interacting with people. The question I had for committee of course was the Packers contribution, I'm not a member of that committee but I spoke and I was a little concerned about not knowing the total. One other thing though, that a question that the committee and I questioned now is just understanding the process of bidding. It's typically we go for we do an RFP request for proposal at the committee level. Mr. Winters indicated that we were a part or we are in coordination with Sourcewell and in the, as per my request the Sourcewell document was included in the agenda pack. So if Mr. Winters could explain who Sourcewell is? What our connection is? And that in fact, they went through this process properly.

- [Mayor] Sure.

- Sourcewell is a national group purchasing consortium that we are members of. It's available for nonprofit organizations, municipalities, state governments, and it's on a nationwide level. They conducted this RFP. It wasn't just for body cameras. It was for multiple items for public safety officers. They conducted this RFP in accordance with the State of Minnesota's procurement laws which are the most stringent in the country. So they, by doing that they meet and exceed all of our procurement laws. So they conducted this I included all the information including the evaluation criteria the public posting documentation, it included all of the vendors who submitted proposals. Sourcewell, in this case, awarded four different contracts off of this RFP, that information was also in there as well. So yes, they did the competitive process for us. We are piggybacking off of their contract which is a standard procedure that we do it. We do it with Sourcewell, we do it with another consortium called NJPA, we do it with state contracts. So this is well within our policies and is a very common practice So we'd probably do it this way.

- You know, so if Axon is the preferred vendor for this sort of situation, do you believe it may create a non-competitive situation where, you know municipality after municipality will continue to go with Axon and perhaps limit competition which over time will keep prices down?

- I apologize. You broke up there. My internet may not be working with us. Could you repeat that?

- Yeah. So, you know, Axon is the preferred vendor with Sourcewell. But over time, if they're the preferred vendor for all these organizations that are part of Sourcewell don't you think it would create an uncompetitive situation where all other vendors you know, prices inflated, where's competition, competition typically drives prices down.

- [Winters] No, I believe this contract was a five-year agreement. So this contract will be up and Sourcewell would go out for a new RFP. So similar to what we would do we would be conducting a similar contract. We may do an RFP for, you know, one year, three years five years. Sourcewell is going to do the same thing they're going to go out and they're going to rebid this in five years time, once that contract is up. So that is what is keeping the nature to be competitive.

- So thank you for that, I guess. And I reviewed the document, Calvin. One thing that I noticed was that the date on this was in 2019, November, 2019 this was released for bid. It was sent or distributed, I guess you would just say to 80 companies that could bid on the contract. 23 of those 80, submitted a proposal. And then of the 23, this particular group within vetted I guess you would say only, I dunno what it was. I had it here, but there's only a handful of companies. So I guess my question is, you know, we're about a year from when that originally happened a lot has changed in regards to policing and the need for body cameras. Perhaps there's been other vendors who have stepped up their game to meet this need of municipalities. So, you know, your professional opinion I know that this falls within our professional guidelines do you think it would be appropriate for us to be a city that we initiate the RFP, that we look to local groups who may be willing to do this or national groups like I just, I don't want to forego the process if it's a \$2 million contract the city, it's a \$2.7 million contract, but \$1 million of that will be a charge to the city of Green Bay.

- Yeah. I personally do not believe in this case we would receive better pricing than we are going to receive on a national level. That is the idea behind these consortiums is to pool the purchasing power across the nation. So in my professional opinion, for this particular product I don't feel that we would be saving the city any money by doing the RFP process on our own, because not only are we not going to have that national level purchasing power we're also going to be incurring time, staff time for developing an RFP, for going through the RFP for vetting it, for evaluating it, which, you know when you look at the people that would be evaluating it that staff time does add up quickly. Whereas this competitive process has already been done. So this would be a very, I personally don't think it would create any savings for the city.

- Okay. One last question. And I'm not trying to lead you. I'm just trying to, if I was a very cynical negative person which many of you might believe that I am but I'm really not. I'm just trying to make this look okay to the public. If I was a very cynical member of the public, I would say, is this a new bid contract? I get Sourcewell, I get work consortium. I get all that. Well, basically, you know, it seems like Sourcewell or Axon presented something to us last sitting council, then it goes to the committee. Then we're told that this is the preferred vendor. To me, it just seems like it's not a competitive bid. We're relying on this consortium. Like, how can you reason through that? How can we tell the public it was not a no-bid contract? What are your thoughts on that?

- Because the consortium did the competitive process for us they conducted the RFP. So they did the competitive process for us. And we are simply piggybacking off of their contract. It's no different than if the State of Wisconsin does something. We use the state, you know, it's in contract for, for salt, for tires, for many different things, road paint. And so they did the competitive process. They went out and did the bid and we are simply piggybacking off their contracts. So there was a competitive process down here. And I would, I assure you, I review everything to make sure anytime we join any sort of consortium, any group anytime we're looking at these, I review everything. I review everything that they did. I make sure they're following the correct laws and make sure that they're well within our guidelines.

- Okay. Calvin you're an honorable a very professional person, I'm not trying to question any of that. I'm just saying, all this looks real public. Talk me through what you did. So thank you. There's no other questions Mayor no other comments.

- Thanks Alder. Thanks Mr. Winters, appreciate that. Any other questions from council?

- I'd like to move to open the floor at some point whenever you feel it's appropriate if this is a good time.

- Sure.

- [Dorff] Okay. I'd like to move to open the floor.

- I'll second that.

- Motion to open the floor made by Alder Dorff, seconded by Alder Brunette. Any comments? All in favor, please signify by saying aye.

- [Alders] Aye.

- Oppose Nay, The Ayes have it, so the floor is open.

- [Host] So we have Abigail Ringel. Ms. Ringel, please unmute yourself. And you can state your name and address for the committee, for the council. And then I will get the timer started. Thank you.

- My name is Abigail Ringel. The address is 2042 Memorial Drive in Green Bay 54303. And I'm very heartened to hear that it seems like there's support for the body cams. My concern here is that it seems the council is more concerned with how they're going to be paid for than whether or not they're actually needed. I think at this point, we really need to look at reallocating funding to this important thing. This is something that our community has been demanding. This is something that the ACLU supports and taxpayers have long been on the hook for lots of militarized police equipment. And in my opinion, tax payers would be at a similar situation for this oversight. And this oversight should be prioritized in order to gain public trust, encourage transparency and provide for additional police accountability, which is really what we've all been out in the streets and asking for this entire summer. So I would really encourage you to reallocate some funding from the existing police budget and make sure that this happens sooner and not delay this any longer. Thank you.

- [Host] Thank you Ms. Ringel. Okay, is there anyone else who'd like to speak? Please unmute yourself and state your name and address for the council. Ms. Delveaux, please unmute yourself and state your name and address for the council.

- My name is Kellie Delveaux and it's team Chapel View in Green Bay. I would like to echo a lot of the sentiments that Ms. Ringel presented. I think my biggest concern moving forward is the timeline for which this would be implemented. And also will there be any discussion around regulations with the body cams? Must they always be on? How accessible and how long are things stored? And I'm just wondering if that's something that will be shared with the public as it goes forward. But I do feel that, you know in light of having all new riot gear, tactical gear that was purchased this summer and I understand some of it was through grants. This needs to be a priority. This is something that protects not only the citizens but also the police who are serving. And so I'm really hoping that this can move

Minutes of the Common Council

forward as quickly as possible and that it stays transparent with these cameras are on at all times from the time your shift starts till it ends. So I appreciate that this is being brought to the forefront and being addressed. Thank you.

- [Host] Thank you, Ms. Delveaux. Is there anyone else who would like to speak please unmute yourself and state your name and address for the council or raise your hand in Zoom. Louise, please unmute yourself. State your name, your first name and last name and state, give your address for the council.

- My name is Louise Padron, P-A-D-R-O-N. Address is 1416 Hobart Drive, Green Bay Wisconsin 54304. As some of you may or may not know that part of town overlaps with the Oneida Reservation of which I'm also a citizen. And I just wanted to kind of reflect again on what Abigail and Kellie had said. You know, I was fortunate enough to sit in a meeting with Chief Smith, not too long ago, a couple of months ago. And what we talked about among other things was really building trust in our community, building bridges and the topic of personal accountability coming from all angles. And it sounds like the Green Bay Police Department is in favor of this. From my understanding and I think that it's up to the council to hold them to those words and to find any means necessary to provide these body cameras along with other equipment to hold officers accountable but more so to act as preventative measures to incidents of police violence in our communities. And I think, you know, like I said, it has to come from both from both angles, but anything that we can do to increase trust in our community and which will eventually provide a better quality of life for our citizens, which we all deserve, regardless of what part of it what part of town you live in. So I just wanted to share those words and I hope that they'll be considered when the decision is made. And I hope that the money can be found for this equipment sooner rather than later. Thank you.

- [Host] Thank you very much Ms. Padron, right? That's your last name?

- [Padron] P as in Peter, A, D as in David, R-O-N.

- [Host] Thank you so much, Ms. Padron. Is there anyone else would like to speak to this issue please unmute yourself and state your name and address for the council or raise your hand in Zoom. Anyone else who'd like to speak? All right. Thank you, Mayor

- Motion to close the floor.

- [Dorff] Second

- Motion to close the floor made by Alder Scannell, seconded by Alder Dorff. All in favor, please signify by saying aye.

- [Alders] Aye

- Oppose nay, The ayes have it. The floor is closed. Did want to go to Chief Smith just to see if he had any comments based on what's been said by the public or by Alders. So Chief Smith.

- Thank you, Your Honor. The, a couple of things. One is that we are committed to transparency. I think there's a lot of support within the department for these body cameras. I think it will make us a better police department and a more transparent police department. To address some of the concerns, one is that we have a policy that that has to be on. We're looking at different model policies from the chiefs of police association, to our model policy. The company that we model our policies offer across the country, many, many agencies, including Appleton and Oshkosh in Chicago and LA have a body camera policy. So we're going to pick the best of those. And we're going to implement that so that these cameras are on all the time. There will be consequences for officers who don't put their cameras on when they're supposed to be on. And that's one of the reasons why we're going with Axon is because we believe that technology that Axon has is the most comprehensive and the most reliable because what we don't want is somebody to say, "Hey your camera, wasn't working" And then have the public go "We don't believe you. "We think your camera was working. "You just shut it off." We don't want that to happen. So to answer some of Alder Brunett's concerns we did not just go with Sourcewell and say, "Hey, they picked Axon. "We like Axon, and let's go with it." We did a extensive search years ago. And then we redid that search over the past maybe six to eight months about different body cameras and we narrowed down and announced those four finalist to everybody and really Axon is head and shoulders above all those. It's not the cheapest. The cheapest we would do is go buy a camera off the shelf, clip it to everybody's vest, and then figure out a way to download it and figure out a way to store it and hire other people to do the downloading and storing and the tech support. But we think with Axon we get the most comprehensive program. We get the best training. We get the most reliable system. So really for us, I think this is the best choice.

- Thank you, chief. We do have a few alders in the queue who have already spoken. So I just wanted to throw it out to those who have not spoken yet. If they are interested in asking any questions or making any comments

- Mayor on our agenda, on our agenda it says a seven year agreement on our agenda. I don't know if you're aware of that or not. I guess it is a five-year agreement. Is that correct now? On our computer here, it says a seven year agreement. We might want to change that if that's, if the five-year is correct. And we just, we better just change it to five.

- If I could clarify that Mr. Mayor

- [Mayor] Go ahead.

- The Officer's Safety Plan 7 plus is the name of the plan, but it is in fact a five-year plan. So the name of the current plan that Axon has is the Seven plus, but it is for five years.

- Thanks for the clarification, chief. Alders who have not spoken yet otherwise we will go to Alder Galvin.

- Your honor, I just want to reiterate my support for the cameras. I think we need it. I think we needed it a long time ago. So a budgetary item, I appreciate the deep both spoken tonight and voiced their concerns. I will tell you, as a member of the finance committee we have not approved the purchase of any riot or tactical gear for the police department nor have we approved the purchase of any military equipment for our police department. And the policies and procedures were discussed at the finance committee meeting with us alders asking on the committee questions of the police department, you know, how far they've gotten into that policy and procedure and how they plan on moving forward with it, to implement it. So I feel, myself personally confident that the police department has always done a good job holding its officers accountable and that as it pertains to these cameras and the use of the tasers and our squad car cameras and the data that stored and shared with the public on their request I am very confident that they're going to follow all the rules and they're going to be very transparent about everything related to this moving forward. So I just wanted to put that out there and cause sometimes people get in their heads that maybe other departments do some of these things, buying riot and tactical gear and buying military gear, but that's not that's something the Green Bay Police Department has done to my knowledge ever. So thank you.

- Thanks alder. Alder Steuer and then Alder Johnson.

- You, Your Honor, I was gonna mention that then that Safety Plan Seven Plus set through my office well so thank you chief for clarifying that. I'm thankful for the Packers donation, the finance, I think is the big issue here. Financial, I think the fact that it's going to be 41,000 this year, or next year I should say, And then the second year maybe not as bad but it might be another tough budget next year. I kind of agree with the Alder Johnson that I'd like to try not to bond as much for some of this because we deal with, we pay off some debt but then we incur more debt. So, and again, I mentioned that finance somewhere down the line we're going to have to look at a new safety building or a refitted safety building for police and fire. That's going to be coming down the plate. So we need to really keep that in mind as well. So generally I support this plan. I think two budget cycles. I think we're gonna have to look at this hard, as far as how we finance it. I would like to see if we can do it other than bonding, as much as we do but I will definitely try to look at that and try to be part of the solution here. Thank you.

- Thanks alder. Alder Johnson.

- Thank you, Mayor. I think we found the source of the misunderstanding on the seven year term. If you go through this document, you'll find that number seven, no less than a bazillion times. So somehow I just kind of soaked in. But I want it to at least respond to a couple of the comments from the gallery about the emphasis and focus on financing. Cause I think that's an important point and I just suddenly wanted to explain my position that I've probably sort of just already leapfrogged to the conclusion that this is a necessity and perhaps that's why I didn't talk about it as much as I think it's a right issue. I think the community recognizes that, I think the police department recognizes it's good for our officers, and obviously from my, a lot of the the movements that have been going on in the summer, I think that there is this collective feeling that right now it is absolutely an opportune time for us to make this commitment. And so I just kind of wanted to explain it. So often times at least we have to make these holistic decisions, right, where we can sort of take, step one is the commitment to do this. But even if we want to buy a box of pencils, we have to identify a funding source. And so that's always part of I think the collective conversation that we have around these types of things and so they certainly don't want to convey that it's the most important piece of the dialogue. You know I've highlighted some of the comments from other alders sort of allude to this. But it's a little bit unorthodox stickier from a vendor, and I think that might be what's prompted some of those questions about the process, but I've, you know I've reviewed all the documents, I want to thank Mr. Calvin Winters for the Sourcewell documentation and including that in the council packet is very robust and useful with helping to understand, you know how we got to this process, and I have absolutely no questions about, you know that it was, that we came to a big conclusion in terms of the product that is being recommended, even if it was in a slightly unorthodox way. You know, last thing that I would touch on is that you know, normally when we make these purchases again, we've already identified a funding source, right? It's gonna come from contingency, it's already in the budget, we're going to bond for it. This is just a little bit different and that we arched, and I do support that, and I've made my comments already in terms of the recommendation of how we can do so in the future, and so we'll let that process unfold during future budget proposals and bond requests, but I just again wanted to reaffirm my commitment and support for this particular product. Recognizing that we do have multiple options, to pursue in terms of how we pay for this.

- Thanks alder, Alder Brunette.

- Yeah. Thank you, Mayor. I'm in support of the motion. I'll be honest. I thought that the timing of everything seemed, might offend some people, but it seemed clumsy in a way, but you know work, I'm grateful to the Packers. I mean, we're one of three cities in the country that have an NFL team and an NFL team that's willing to really step up and financially support a community initiative, one that they push for but second of all, is requesting. I also wanna say, and Chief Smith has said this several times in different meetings and events I've participated in with him. In Green Bay, policing isn't something Green Bay does to the people, it's something Green Bay police do with the people. And the people are requesting this. I think sometimes, that one thing I'm a little uncomfortable with is, it seems like we're kind of looking at it from just one perspective that, you know we need to make sure that the police are behaving themselves. On one hand that is definitely correct, but also on the other hand, it protects the police because a lot of times when these shootings have happened in other municipalities and other cities, including our own unfortunately, the media will take, you know, five or ten second clip and play it over and over and over again. And that sort of thing really tears up communities. So I think this is good for everyone involved. And so I'm grateful to the Packers. Wasn't entirely happy with the way that everything aligned up but yet I understand it and I'm not gonna, you know, question that anymore. Mr. Winters has assured us that the proper processes were in place and followed, Chief Smith has reassured us of that, the finance committee is on board with it. So I think it's a rather easy decision, to put something that's very much needed in the city of Green Bay in a way that's very, you know, financially doable for the next four or five years, you know, with special things for the Green Bay Packers and their organization. So for me, it's a very easy decision. So thank you.

- Thanks alder. Alder Wery.

- Alder Wery I believe you're on mute.

- I assumed everybody could read lips. I guess I'm right. But I was going to say, this is... I'm hopeful this is going to be one of those rare events where we get a, you know, a unanimous vote and it looks like it might be that way especially for such an important item. I just wanted to thank the Packers as everyone else is, they are just such a great community partner and we're very lucky to have them in the community. And so first start off with that. My head questions on the bids and you know, I saw the emails, I heard the discussion here today, and I'm comfortable with where we're at with that. You know, I understand, you know, some of the questions surrounding it but I think it's been vetted thoroughly by our staff and that outside group. I've also heard about the budget. I do think if we can work this into our annual operating that would be beneficial instead of always trying to bond for everything. If we can make this expense probably now and forever. So let's try and get these things

into our annual budget, and I wanna make a clear, we're not cutting other police funding. Or taking resources away, and cities are going on around the country, we're not reallocating or taking funds away. We're actually giving them another tool. Which brings me to the last part. You know, sure, you know, part of the purpose is you know, to keep, you know, the police honest in all their dealings, which they mostly are right? But it's also just as important to protect our officers from those 30 second video clips that you see in the news. So I think this is going to be beneficial for the community and I look forward to voting yes on it. Thanks.

- Thanks alder. Alder Scannell.

- You know, I think this item is picture perfect, and that's always bound forever. Go pack, go. And I don't believe there's been a motion to, but I accept it as amended, so I make that motion.

- Motion to approve as amended, made by Alder Scannell

- [Dorff] Second

- Seconded by Alder Dorff. I'm seeing no other requests to speak.

- Mayor, could I request a board vote?

- Yeah absolutely. Board has been requested,

- [Pam] Just waiting on Alder Wery please.

- I'm not having anything come through but you can mark me as an I.

- And that item is approved 12 to zero unanimously. Report of the redevelopment authority.

- Motion to approve.

- Motion made by Alder Scannell, seconded by Alder Dorff. To approve the report you just have one item there. I believe we would probably like to go into closed session on that.

- [Dorff] I'll pull item one.

- Okay, and your wish is on item one?

- Motion to approve.

- Motion approved by Alder Scannell seconded by Alder Dorff. I'd really like to make the motion to go into... My connection was lost there briefly. Can somebody make the motion to go into closed session and then read the language?

- The council may convene in closed session pursuant to sections 19.85 subsection one, subsection G, Wisconsin Statutes, for purposes of conferring with legal counsel, for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. Council may thereafter reconvene in open session pursuant to section 19.85 subsection Two, Wisconsin statutes, to report the results of the closed session, and consider the pallets of the agenda.

- Right. Very well done. So we will use the board on going into closed session. You might want to mute yourselves if you're not speaking.

- [Pam] Just waiting on yours again Alder Wery.

- [Wery] Yeah. Mine's I. Sorry. I'm not seeing anything pop across my screen here to vote on.

- That is 12. All to go into closed session, so we are now closed, we'll wait a bit while Ms. Jeffreys moves people to the waiting room.

- [Jeffreys] Thank you very much. Okay, Mayor I'm going to stop the recording. Just give me one second, and I'll text you when I'm ready.

- [Mayor] Attorney Bungert, I believe we need to make that motion in open. Is that right?

- [Bungert] Yeah. But yeah. I think there was a motion on the floor to approve the item.

- [Alders] Yes, there was.

- [Bungert] Okay. Then we can vote on that in open. If that motion was already made and seconded and open prior to going into closed. If it was.

- [Mayor] Oh, and we are just so everyone knows, we are now recording, so, So now that we are open, we do have, I think slowly people are making their way back to the meeting here. So just one second, everybody's in now. So we will, we do have a motion on the floor to refer this item to staff. It has been made. It's been seconded all in favor will signify by saying, aye,

- [Alders] Aye.

- [Mayor] Oppose nay. The ayes have it, the item has been referred to staff. Rule 15

- [Dorff] Move to approve.

- [Scannell] Seconded.

- [Mayor] Wish made by Alder Dorff, seconded by Alder Scannell, to approve Report M, which is the report of the Improvement and Services Committee. from the meeting on March, on December Nine, 2020, any items under this report to handle separately? All in favor of approving that report please signify by saying, aye,

- [Alders] Aye.

- [Mayor] Oppose nay, the ayes have it, the report has been approved, on to protection and policy.

- [Scannell] Motion to approve.

- [Stevens] Second

- [Mayor] Motion made by Alder Scannell, seconded by Alder Stevens to approve report N which is the report of the Protection Policy Committee, from the meeting on December Seven, 2020, any items here to be handled separately? Hearing none, all in favor of approving that report.

- [Bungert] Mayor. I'm sorry. I do believe... Yes. Hold.

- So we need to handle Item One separately, Alder Steuer,

- Yes.

- [Mayor] Would you like to handle that item separately?

- Number one?

- [Mayor] Yes.

- [Steuer] That's fine.

- Okay. Sounds good. We will do that. Any others? Hearing none others, all in favor of approving the remainder of that report please signify by saying aye.

- [Alders] Aye.

- Oppose nay, the ayes have it, the report has been approved, with the exception of Item One,

- [Dorff] Motion to approve

- [Scannell] Motion to approve

- Motion to approve made by Alder Dorff, seconded by Alder Scannell, Attorney Bungert can you speak to us briefly?

- Yes, thank you.

- Yes, really quick. So our ordinance requires that a license the applicant has proof of premise to be able to get on with the license for establishment. Subsequent to this, the production policies recommendation to approve the applicants, the clerk, clerk's office received information from the applicant that they are no longer moving forward with the lease, and so they have withdrawn their application. So accordingly based on that indication to withdraw, the recommend... Would be to receive and place on file rather than to approve.

- Motion to receive and place

- [Dorff] Second

- Motion to receive and place on file made by Alder Steuer, seconded by Alder Dorff, any further discussion?

- Do we know why? What happened there?

- I think just negotiation stopped or failed between the building owner and the potential tenants and applicants. So I believe they're looking for another tenant.

- [Scannell] Yeah. Okay. Thanks.

- So we do have that motion to receive and place on file. It's been seconded, all in favor signify by saying, aye,

- [Alders] Aye

- Oppose nay, the ayes have it. That motion succeeds. Onto granting operator licenses.

- [Stevens] Motion to approve.

- [Lefebvre] Second

- Motion opened by Alder Stevens. Seconded by Alder Lefebvre, to improve report. All which is the report of protection policy committee, granting operator licenses any names you'd like to be recorded as abstaining? Any to handle separately?

- Mayor, I'd like to abstain. But I'll have your stiff back.

- That is noted. Any others? And any need to be handled separately? Okay. Hearing none. All in favor of that report please signify by saying, aye

- [Alders] Aye

- Oppose nay, and the ayes have it. The report has been approved. Noting that abstention. Park committee?

- Motion to approve

- [Veronica] Second

- Motion made by Alder Scannell seconded by Alder Corpus-Dax to approve Report P which is the report of the park committee from the meeting on December Nine, 2020. Any items here to be handled separately? Hearing none, all in favor of approving that report to signify by saying aye.

- [Alders] Aye

- Oppose nay The ayes have it. The report has been approved. Personnel

- Motion to approve

- [Dorff] Second

- Motion made by Alder Scannell, seconded by Alder Dorff to approve Report Q which is the report of the Personnel Committee from the meeting on December Eight, 2020. Any items here to be handled separately?

- Item Three.

- Any others? Hearing no others, all in favor of approving the remainder of that report please signify by saying aye

- [Alders] Aye

- Oppose nay, The ayes have it. The report has been approved with the exception of Item Three

- Motion to approve

- [Dorff] Second

- Motion to approve made by Alder Scannell, seconded by Alder Dorff. Your item was pulled by Alder Brunette.

- Yeah. Thank you, Mayor. You know, given the fact that schools are not in session currently and the fact that we've had one vendor you know, kind of back out of the contract I'm curious if staff could respond as to whether or not we can just keep this under the police department for another year and then move forward with a new bid next year is Chief Smith or Commander Warych. I don't know who would be most appropriate to answer that question.

- Yeah. We can certainly go to either

- Alder Stevens, I wonder if the Purchasing Manager, Winters would be the best to address that. I think he's still on the call.

- I'm fine with that. Either or, yeah.

- [Winters] I'm still here. I can't necessarily comment on whether the police department can take that over but I can certainly comment that I can explain the process that was used to move on from the first vendor to arrive at the vendor that is now been selected. The first vendor, the negotiations broke down with them. They were not aware that the crossing guards were being paid for hours beyond what they were actually working. And they did not want to pursue that any further without being able to increase the hours and the pay that the city would be paying them. The second vendor in the valuations also they were presented the same information. Also said they would want to increase our prices which we ended up at the third vendor who then agreed that they would be able to provide the services at the rate that they had submitted in their RFP response.

- Calvin, Mr. Winters, does that happen often that we would go right down the line to the third preferred vendor?

- [Winters] We did go to, we did go to the second vendor and they indicated that they would not be able to hold their pricing either with that information that was presented.

- I know, I understand that. But what I'm saying is from the chosen, then they backed out the second's not interest in. Then we go to the third. At what point do we rebid this and maybe change the RFP language?

- [Winters] At that point, I mean we're well within what our standard practice would be to go do it this way. You could change the language, but by changing the language I believe we're going to arrive at the exact same outcome. I believe this vendor would likely rebid. Bidding the same way and the other two, other two would rebid. And they would come in with that higher price that they were proposing.

- Okay, Mayor if Chief Smith or Commander Warych could just kind of give a brief response from the perspective of the police department.

- Yeah. Chief go ahead.

- I sure can. You know, it would be a it would be difficult for us to take it back over. We certainly could in a pinch if we had to but I think the fact that we've got an outside vendor that's willing to do it I think is advantageous for all of us for a lot of different reasons, including a liability including the workers' compensation for anybody that gets injured. And it takes a big burden off the police department. And I think in the long run it's just whatever the council really wants in the long run.

- Could you just respond to this? I had someone who is a crossing guard with the city and this person commented that by having the crossing guards as police employees rather than contracted employees, that it brings a certain prestige to the position like a level of respect and standing in the community and the school children. Could you respond to that? I mean, is that something you've considered, you know

- I don't think it would make any change for us with respect to the respect that they get. We certainly will support them as much as we can. I think one of the things that's happened though is for every hundred hours of pay that we gave people they had about 30 hours that they didn't have to work and still got paid because of the old contract, I think we have that eliminated. So I think, I think that's what one of the concerns is. We got a really good group of people that are really dedicated to protecting our kids. And I think most of them will continue to work and continue to do that. And as a police department, we're committed to support. We certainly still consider them to be part of the police department family, and we'll work with them to keep them safe and to support them as much as we can.

- Okay. Thank you. Mayor I'm going to, there's no need to record me as a no necessarily, but I'm going to vote no on a voice vote just because I, you know, I think it might be advantageous for us to put this out to bid since two companies backed out. So that's all. No other discussion for me.

- Okay. Thanks alder. Any other comments or questions? So with that, we do have a motion and a second on the floor all in favor will signify by saying aye.

- [Alders] Aye.
- [Mayor] Oppose nay
- No
- The ayes have it. And the motion is approved. Receive and place on file
- Motion to receive and place on file.
- [Dorff] Second
- Motion made by Alder Scannell, seconded by Alder Dorff, all those in favor will signify by saying aye.
- [Alders] Aye.
- Opposed nay. The ayes have it. That is received and placed on file. Resolutions?
- Motion to suspend the rules.
- Second
- Motion's made by Alder Scannell, seconded by Alder Steuer to suspend the rules take up these items with a roll call vote. All in favor of that motion, please signify by saying aye,

- [Alders] Aye

- Oppose nay, The ayes have it. The rules are suspended.

- [Scannell] Motion to adopt

- [Steuer] Second

- Motion made by Alder Scannell seconded by Alder Steuer to adopt resolutions one through three. Any discussion? We will use the board.

- Is there a problem Mr. Mayor?

- I'm sorry. Was that unanimous?

- [Scannell] Yes.

- Deuce was having some glitches on my screen that those resolutions are adopted 12 zero. Onto committee the whole. We'll take these one by one. So we're on Item One, consideration with possible action on an appeal by Stacie Girling regarding the denial of her public vehicle operator license. And I'm going to go to Attorney Bungert just so she can lay out the process for us.

- Yeah. So just a quick overview as to what parameters the council has to consider under state statute. If someone is a convicted felon or a habitual law offender for offenses that substantially relate to a licensed activity the council and our committee has discretion in determining whether those offenses substantially relate passage of time as one of those factors that can affect the determination. In further, since the denial is based on the applicants from the appellant's prior conviction she has the opportunity to provide evidence of rehabilitation and fit a licensed activity. And if she so sufficiently

provides that evidence through certificates of completion of probation other diversion programs, references, and other documentation and records council at that point cannot deny her based on those prior convictions. So staff recommendation at this point based on her prior convictions is to denial is to deny the appeal. If she is a convicted felon and habitual law offender for offenses that substantially relate. And I will defer to Chief Smith or Commander Warych as to their recommendation.

- Very good. Chief or Commander.

- Hi Mayor. You know, we followed the lead of the law and we support the what the law's recommendation was on this. And that's what happened at the thing. So I know it's an extensive record so we're kind of supporting the law's decision on this one.

- Okay. Thank you, chief.

- So at this point, I believe the appellant is here so we would need to do a motion to open the floor.

- Motion to open the floor.

- [Dorff] Second

- Motion has been made open the floor by Alder Steuer seconded by Alder Dorff. All in favor signify by saying aye

- [Alders] Aye

- Oppose nay The ayes have it.

- Hi, I'm Stacie Girling. My address is 1980 Ridgeway Drive, De Pere 54115. I do understand that I do have a record. It was a point in my life where a lot of things happened and I made some poor choices. Prior to that, my record was clean. I lived a very good life. Since my release from prison I have done many many things to rehabilitate such as AODA, IOP, I was in relapse prevention. I have certificate for finishing my relapse prevention I also have my certificate of completion for rehab through Pathways, as well as recently I became a facilitator for, you know, the Insight Group which is a Christian based re you know, rehabilitation program kind of like a mutual support program. I was a sober, excuse me, a little nervous. I was a housing supervisor for sober living. I have been a big part of the community in advocating for substance abuse issues. I was accepted into Bellin as a recovery coach. I do have a certificate for that as well. So I've done a lot of things to change and to to utilize my experience from those crimes and that time to help others. And so, I don't know if I do have some supporters here with me. I don't know if they are able to talk to attest to my character and the things that I have done to rehabilitate and make sure that I'm healthy.

- Yes, absolutely. So just ask that those those participants state their name and address for us.

- [Stacie] Okay. All right.

- Hi, I'm Haley Weist. My address is 1550 Marine Terrace, Apartment Four Green Bay, Wisconsin, 54303. I am Stacie's friend and also her NA sponsor. I've known her for about two years and, in recovery myself for a little bit shy of two years in this time, since I've known her, I have watched a beautiful person grow and grow. We actually lived in a sober living together and that's how we met each other. We were roommates. And since then, you know, she progressed through that program, obviously moved out to that, got on her feet herself you know, it was really beautiful to watch her do that. She then was the housing manager while I still lived there for a while, but she was the housing manager and she you know, moved on from that. But, you know, she continues to want to progress and do better things with her life. As far as like the NA community, she's very involved. She does really well work with other, you know, other people. And as far as her work on her own recovery, you know she's been doing a really good job and we've been moving through a lot of different like assignments that I put on her. And I'm kind of a go getter when it comes getting stuff done. So, you know, I'm really proud of her. And I think, you know, if given this opportunity she will do an amazing job and continue to do what's good for the community and herself.

- Thank you for those comments. Any others?

- Hi, my name is Stina Girling. I live at 138 in apartment 327, Green Bay, Wisconsin five fourth street of three. I'm Stacie's mother. I'm in recovery myself, 12 years and 10 months. I have watched my daughter, grow from a criminal to the person that I know she really is. She helps the community. She

did a wonderful job running three houses always finding a positive in the people that struggle because it's a setup for horrible, horrible disease. And it's in our town so badly. It needs people like my daughter who can help them grow and change their ways. And for her that helps her to stay healthy herself. And she keeps an eye on herself. So she doesn't step back. And that's so important. So, and you know, I think she needs to be given this chance because she's a really good, really good with people. And she's a really fun person and a happy person. And given this opportunity, she'll help and that's all she needs. Thank you.

- Thank you ma'am.

- Hello. My name is Mark Johnson. Address 19A Redway Drive. I've got to keep this short I just wanted to say that I can also attest to what Stacie's mom and her friend Haley had said. I was actually in recovery and Stacie's been a determining factor in my recovery. She's she was my recovery coach. She's seen me along through the beginning stages of my recovery. She's done a good job, keeping me accountable and making sure, you know, I've had everything I need. The tools and resources and she continues to do so, you know, to this day. So I can attest for all that.

- Thank you, sir.

- Hello. My name is Travis Lambert, 1980 Ridgeway Drive, De Pere. And I've been with Stacie for three years a little over three years now, and she's come a long way. I do think she really deserves this opportunity. This is just a small stepping stone for her and she's going to do great things for the community and just for people in need. And that's, that's all I gotta say. I think she'll be really great and you'll probably be seeing more of her in the future. Thank you.

- Thank you, sir. Any others?

- I believe Julie.

- [Julie] Yep. Okay. I'm here. My name is Julie Arnoldi and I'm actually the manager over at Yellow Cab. I'm the one that spoke with Stacie at the beginning about doing this. With Yellow Cab, everything that we have is documented. We can pull a run-up from two, three years ago I would say probably 75 to 80% of the people that we have are people that are repetitive. So if there's anything left unmentioned which I'm sure we're not going to we usually do catch things with drivers. I think

she would be a great asset to Yellow Cab. We take a lot of people that are single or stuck. So at times we work even, you know, with one of us a call when there's a situation we have 24 hour monitoring where we can see how fast a car is going. We can see where they're going. We are back to back runs. So there really isn't time for anything else. I mean, we have people in the car probably 90% of the time during the day, and I have 100% confidence in Stacie. And to be quite honest there's probably situations where she's going to run into people that have questions and she could probably still help, you know with dealing with the soap, Bellin and stuff like that. We take all different kinds of clientele. We have a lot of contracted, so us at Yellow Cab I can say that we're not worried that it's going to happen with her because I know she's been on the road to recovery for quite a long time. And I think she'd be an asset to Yellow Cab.

- Thank you, ma'am. Any others?

- [Julie] Hey, my address. I'm sorry.

- Yes, please.

- [Julie] Okay. Julie Arnoldi and I'm at 511 Clover Lane in Green Bay, Wisconsin.

- Great. Thank you.

- [Julie] Thank you.

- Okay. Any other testimony?

- What if we have some questions for her?

- [Scannell] Who?

- I'm not saying I do, but

- Right. Are there any questions on council for Ms. Girling?

- Yes I do.

- [Mayor] Yes. Alder Stevens, go ahead.

- So Stacie, when I'm reviewing your record but I didn't and you can explain to me, so what has happened in your life that has made you switch lifestyle to become a better person?

- Well, I actually didn't live that life. My ma came out of recovery. And so I strive really hard to not fall into addiction. And I got other degree in criminal justice bachelor's in business management and I prospered in life. I unfortunately had a functioning addiction at first pain pills from doctors, and then I got into a toxic relationship and it was at that point I met other people that introduced me into harder drugs and I was very broken at that point and I kind of just gave up and I did things that I would normally never do. You know, I wouldn't never physically harm somebody you know, or, you know, I recently, you know I found a credit card on the ground and I looked for the lady to return it to her and I was able to get it to her. You know, these are things that, you know I normally wouldn't have done and it was sick. And so, you know, I chose recovery and I continued to work on myself to make sure that, you know if I ever had to deal with a problem or a stressful situation, I didn't turn to drugs.

- All right. Well, thank you for that. I greatly appreciate said what you've said.

- Thank you.

- [Stevens] You're welcome.

- Thanks Alder. Any other questions for Ms. Girling from the council?

- Mayor

- Alder Galvin, go ahead.

- Your honor, Ms. Girling, congratulations on your recovery and this long process and journey that you've been involved in when I was on protection and policy and being a retired police officer I was always kind of a little bit more against people like you appealing for a release from the city to take on the job you want to. And one question I always always asked people in your circumstances is out of all the other types of jobs out there, could you is it possible you could look for a job which doesn't require you having to get permission from the city to get a license. I mean, and my understanding is there's a lot of good jobs out there and I'm not saying this is not a good job but a lot of jobs where you wouldn't have to go through the hoops that you're having to go through here. You're on ma'am

- You know, I feel given my record and what I used to do I really do have a hard time. I do want to continue to be in the recovery community. I was given an option to work with Yellow Cab which was in place, which would allow me to save to do what I really wanted to do for the community. And that is open another sober living or treatment with another community member that's involved with recovery. So, you know, I'm sure there is, you know but I was offered this position and I think I'd be good at it. And it would allow me to do what I would like to do in the future.

- All right. Thank you very much. I appreciate that.

- Thanks alder. Alder Johnson.

- I'll reserve my comments for when the floor's closed.

- Okay. Very good. Alder Steuer.

- Thank you, Your Honor. Stacie, thank you for coming forward. It's not easy to testify in front of a body at times at times like this, but the question I had was, you know considering the issues that you

had it sounds like you've turned the corner. Do you feel that your experiences will be of benefit to the community at large, as far as well you can go in for your, for your license but you feel with what you've gone through that you'll be able to be a good teacher. And I think you've already mentioned that already and it seems like you're doing you're working that way right now.

- Yeah, I do. I do feel like I was the other teacher. Oh, sorry. You know, I run into people every day wherever I go sometimes, you know, just I wear, my shirt says "we do recover", you know and I represent that quite a bit. And people, you know, open up to me, in the grocery store and they come from all over and I'm always there to help and I will definitely be of benefit. And I feel like already have been of benefit to our community. I've done a lot hard work, hard work on myself as well as with other people struggling in the community.

- Well, I appreciate your efforts. Congratulations. That's all I have.

- Thank you, sir.

- Thanks Alder. Any other questions for Ms. Girling? Before we close them?

- I have one

- [Dorff] I have one last question

- Alder Scannell and then Alder Dorff.

- [Dorff] Okay.

- And this is for Julie. Do I understand this correctly that you sort of recruited Stacie? You offered her the job?

- [Julie] Yes. I actually met, well I've known Stina, Stacie's mom for many, many years. And I ran back into Stacie, my son has a bad problem with drugs and we got him into the sober living where Stacie stayed. Unfortunately, my son didn't stay sober. So he is back in jail. But her efforts, her texting him, calling him and saying you got to do the right thing, big effort. And she was looking for a little bit of a difference to start a different home. And I brought up what I do for a living and I wasn't sure if we could get her in or not I was hoping, given the fact that she's done everything that she could, to be a sober person. And she's been for a while. And the fact that we have so much security at Yellow Cab between the radios and the computer we use and the 24 hour dispatch as being mapped everything we do is mapped out and documented. You can pull it up two, three years later. So we feel very safe in hiring her. We have a credit card scanner. So it only shows the last four numbers. I think she would be an asset to Yellow Cab because of the fact that some of the people that we deal with.

- [Scannell] Thank you.

- [Julie] You're welcome.

- [Mayor] Alder Dorff

- I have a question for Stacie. Stacie, when was the last time that you actually were in jail?

- Last time I was in jail, I was on appeal halls. And it was, it's a very long story about working with the, the sober living. There was allegations from my boss that had to be cleared and they were cleared every single one of them. It was a malicious attack. And I have many people that can attest to that. And I made it through it. I made it through it and I have I can even provide all of the documentation. It was really a hard thing to go through actually cause I was betrayed by someone that was supposed to be my sponsor and my friend. And I had seen the way she had worked with people and I didn't like it. I actually have reported her to the Wisconsin Associations for rehousing because of

- So when was that Stacie?

- That was at the end of October.

- Of just this year, right?

- Yes. But I didn't commit a crime. I hadn't done anything.

- Okay. And, but you were, but so somehow you had you had to go to jail. Help me understand that, I'm not familiar with that.

- So I ended up going to jail, you know, to make sure that I was also safe. I stayed in there for seven days. She, my probation agent came and we went through all of the allegations that were made by Mandy And cleared them out. I am now on a second round of Vivitrol, which is my drug of choice was opiates and another round of that. So that way, you know, no one can say that I'm using drugs because you can't use while you choose other drugs. But you know, it's a safety net for me it's a tool for me as well. So I, the remainder of my parole and probation which is just over a year, so, and then I was released and I started classes SABISA I decided we decided that would be good and counseling because what happened with Mandy was very difficult and it's okay mam. So, but I hadn't done anything. I hadn't committed a crime. I hope that answers your question.

- I thank you for being so forthcoming. I appreciate it. Thank you.

- Any other questions before we close the floor? You mentioned a motion

- Motion to close the floor

- [John] Second

- Motion to close the floor, made by Alder Scannell, seconded by Alder VanderLeest. All in favor will signify by saying aye.

- [Alders] Aye

- Oppose nay. The ayes have it, floor's closed. Alder Johnson.

- Thank you, Mayor. I would move the, we Sorry just looking for the exact wording. I would move that we approve her public vehicle operator license. And I would speak to that if there's a second.

- [Steuer] I second that.

- Go ahead alder.

- Okay. Thank you, Mayor. I think the first thing I want to say is I mean, Stacie, Mark, Travis, Haley, Stacie's mom which is not meant to be a reference to the Fountains of Wayne song. I apologize for that, but every single one of you should be commended for your commitment to recovery. I mean, love yourself and you guys are all going to get through this. And so thank you for choosing to be on that path. You know, I actually come from a long line of addicts and ex-felons. And one of the things that I can tell you, it's a very fine line between individuals that for some reason, you know choose to go left versus those that go right. And I think to me, it feels here like we have an instance where an individual was attracted, you know, towards the wrong end of that spectrum. And one of the greatest gifts I think you can give those individuals when they've made that commitment to recovery and they've shown progress is the gift of time. I mean, it's the gift of time to continue separate themselves from that addiction, the gift of time to continue on their path to recovery and the gift of time to kind of separate themselves from that prison term, because it is very, very very difficult to secure stable employment when you have close proximity to a prison term. And I think the fact that she has showed up today, she has provided witnesses. She has provided tons of documentation to us not only in the packet, but through our emails earlier today and her employer the person who probably has the most to lose in this her employer came today and vouched for her because if I owned a business, I would not put somebody in a position that could potentially risk the ongoing operation of my business. So it's, for those reasons that I am going to support this. And I would ask the remainder of council to do the same.

- Thanks Alder. We do have a motion and a second. Other comments?

- I just wanted to follow up on that too. Alder Johnson said pretty much what I wanted to say, but very articulately, you know like I said, our committee hears a lot of these issues and that. And you can tell when a person is humble and real, and I feel that this is the case here as well. I think, you

know, having all the support from the various friends, family and employers is huge. And many times we ask for that and it's hard to bury your soul in front of everybody on this but in this part of the recovery too, I believe. So, I think I commend you highly for that. And I totally support this. Thank you.

- Thanks Alder. Alder Gerlach.

- I think that Alder Johnson and Alder Steuer have pretty much said what I wanted to say. I'm very impressed with the fact that this young woman could get five people to sit in her living room for two hours and wait for a chance to speak on her behalf. I don't know if I could get five people to do that for me. And I'm very, I'm really thrilled that the employer you know, wants to help her do well in his com. I know this was hard for everyone. I just want to thank you all very much. I absolutely want to give this young woman a chance.

- Thank you alder. Alder Stevens.

- Oh, I'm good. I'm ready to vote.

- Okay. Alder Galvin.

- Thank you, Your Honor. I appreciate everything that this young lady has gone through and I've seen the results of people that have been successful in their recovery. But I am concerned about this incident in October. I see no paperwork on this that has been submitted in all the paperwork that we were given. I would like to put an amendment on this motion that the license be granted when she can bring in a letter from her probation agent backing up what she's told us about what happened this past October. And if she can bring that in then I have no problem with her having her license issued.

- I think we may want to open the floor.

- We do have an amendment. Does it have second?

- I will second that.

- Okay, we have an amendment and a second and a motion to open the floor has been made by Alder Stevens.

- [Scannell] Second

- Seconded by Alder Scannell all in favor will signify by saying aye.

- [Alders] Aye

- Oppose nay. The ayes have it, the floor is open.

- [Dorff] I Think Stacie has a letter.

- Sorry. I was looking for it. Unfortunately it was just, I thought it was what I needed. It's a travel comments. I do have the statements and that, that we went through in my email as well as my probation agent will be absolutely willing to provide necessary documentation. What exactly is it that you need? I was running around with

- All you're going to need is a letter from your probation agent attesting to the fact that the circumstances involving your incarceration this past October, that it was a false complaint, basically that it was unfounded and you wouldn't even have to appear before the council again. You would just, I think we, what do we call it? Giving it to the proper authorities or upon approval of the proper authorities. So I think you would have to turn it into the clerk and then the clerk would review the letter and put it in the file and issue the license.

- Sounds good. Thank you very much.

- Okay. Attorney Bungert is that, is that workable?
- Yeah, that's fine. Okay. Yeah
- Motion to close the floor then.
- [Stevens] Second
- Motion's made to close the floor by Alder Dorff, seconded by Alder Stevens, all in favor signify by saying, aye
- [Alders] Aye
- Oppose nay, the ayes have it. The floor is closed. Alder Galvin, you have an amendment and a second. Any discussion on Alder Galvin's amendment? All in favor signify by saying aye,
- [Alders] Aye
- Oppose, nay The ayes have it. The amendment is successful.
- Motion to approve as amended
- [Stevens] Second
- Motion made to approve as amended made by Alder Scannell, seconded by Alder Stevens. Any discussion on that?

- [Lefebvre] Yes Mayor

- Alder Lefebvre, go ahead.

- [Lefebvre] Yes. I just wanted to say I missed the personnel committee. I could not be there. And so I didn't hear all the testimony, but from hearing it tonight, I would vote to approve her issue. Being allowed to get her driver's license operator's license. And you know, I know life can some people take the wrong turn in their life and when somebody tries to come back and do what the right thing I think that we should always give them a second chance. And it's something too that if something happens, I'm sure she would also be pulled. Her license would be pulled again. So I would definitely approve this. And the, as she had said that she would definitely give that letter from her parole officer. I think that has satisfied everything for me. And I will vote yes on this. Thank you.

- All right. Thank you Alder Lefebvre.

- [Stevens] I think there need to be a clarification.

- [Mayor] Alder Stevens

- Yeah. This did not come to PNP. This went straight to the council, Kathy.

- [Mayor] That is correct.

- [Lefebvre] Oh, it wasn't on. Okay.

- [Mayor] Yep. Any other comments?

- Just one, Your Honor.

- [Mayor] Alder Scannell.

- I just would like to make it clear that, you know it's state's statute that puts, that puts this in our position that puts her in this position that denied it. And the staff is just following along with that. And fortunately the language of the law allows us some wiggle room in that it says as it relates to. And usually we've a protection policy over time. We've kind of, there'll be times we would deny not because we didn't, not because we felt we didn't want to but we felt we had to uphold the law. We've taken an oath to uphold the law. But with this, the language that it is we've developed over time, that if there's enough time that the it's no longer relatable and the time here is very short but I think the way I'm looking at it is it's much longer than it is because of all she's done within it. That makes it much longer. So I think we, I feel very comfortable in upholding my oath and still being able to grant her appeal. So I just wanted to make that technicality clear of why we're here with the state law and how we can work with it.

- Yep. Appreciate that clarification. And would just also note for those that are tuning in as Alder Scannell said, normally these are handled at the committee level, but because of the timeline and the time crunch that we were under here in granting the license, we did take it up here before the full council, before the committee of the hall. So with that, we do have a motion and a second. All in favor will signify by saying, aye

- [Alders] Aye

- Oppose, nay. The ayes have it. That motion is successful. I want to thank Ms. Girling and her friends and family for being here with us tonight, appreciate that. Onto Item T2. And before we get into the meat of it, Attorney Bungert, can you just clarify the ordinance numbers that are associated?

- Yes. So the, our numbering Was incorrect on the ordinances. So just wanted to clarify for the record that what the correct general ordinance numbers are that are going to be in front of you at the ordinance first reading level. So, and up right now. So the temporary expansion of licensed premise ordinance is actually general ordinance 42 dash 20. And the face covering's ordinance is general ordinance 41 dash 20, the premise expansion license or a licensed premises expansion ordinance was approved at committee level at protection policy. And the face covering ordinance is up for you for your consideration as a committee of the whole. And both of those are up for a first

reading and final adoption. So again, that's general ordinance 42 dash 20 for the premise pension and general ordinance 41 dash 24 face covering.

- Great, thank you for that clarification. So we are now on T2. I'll entertain a motion.

- Motion to approve

- [Dorff] Second

- Motion made by Alder Scannell, seconded by Alder Dorff. Any discussion? Alder Brunette.

- Yes. Thank you, Mayor. I'd like to make an amendment to under Section Four enforcement line B remove the line of the actual ordinance. I know we're voting to amend it to March 31st but I'd like to remove line four B where if a citizen is violating this section may be subject to administrative action for any licenses they possessed with this.

- Second

- There's a motion made by Alder Brunette, second, amendment offered rather by Alder Brunett. Seconded by Alder Wery. Is that right?

- Yes.

- Alder Brunette, you still have the floor.

- Yeah. Thank you, Mayor. Attorney Bungert, if, you know, I corresponded with you and I believe I made a request to have you send this to the whole council, but then I was just hold it up. And I think

you may have sent it just to the Mayor. Did you send it to the entire council that the council. Did the council receive this?

- I did. Excuse me. I did. But what I do, excuse me, is I send it to the Mayor and then blind copy all the council members. So as to avoid a working quorum.

- Okay. Thank you for that explanation. It just caught my eye when I looked it up. So the reason I'd like to remove that, if you remember when this passed in July kind of a contentious part of the ordinance as presented, given the fact that a lot of our businesses are struggling I don't want to create another burden or worry for them, especially now. I think the ordinance as written is it's an unfair application where some businesses have to worry about their license being taken away. Other businesses that don't have a city license there's a different standard of enforcement for them. I shouldn't say different standard, but different outcome of lack of enforcement to their customers. So that's my motion. That's my explanation.

- Thanks Alder. Alder Johnson

- Thank you, Mayor. I wholeheartedly support this. This was one of the amendments I made during the original discussion because I had some concerns about the inequity of it meaning that some businesses were subject to this law. Others were not. And I think it should be an all or nothing approach but of course at the city level, we can't have an all or nothing approach because not everybody needs to apply for any type of, or some type of municipal license. And I think the easy response to that is, you know some folks will say, well, if we don't have any teeth we don't have anything to enforce. The folks, The state has a mandate and a face mandate a face mask mandate in place right now. And they don't have this provision and we're and it's just fine. So I think if we can remove the inequity of this component I'm definitely one step close to amendment. I do have another one that I'm going to offer up after we take action on this one. But I think it's an important component that we remove to make this fair for everybody. Thank you, Mayor.

- [Mayor] Thanks Alder. Alder Scannell.

- Thank you, Your Honor. Yeah, I don't support the amendment. I think if you are getting a state license from the city you should be masking up and if you're not masking up and staff is going to be working with you on that issue. And you're still not compliant, there should be consequences. That we can't put consequences on other businesses, if they exhibit the same behavior is unfortunate but there's nothing we can do about that. We have to work with what's in, within our power and there's,

I don't have to mention. There's a big pushback against face masks. And I think we've been, I wish we could be a little more firmer in enforcing this. I think people who are against it are very bold and they're allowed to be bold and there's no consequences. We keep stripping away consequence after consequence, this is something within in our power. We have an issue of consequence, if we do deem to go that way, it's not automatic. We're going to work with people first, but if they are entrenched in being anti mask, I fully believe we should put them through the process of not getting their license, perhaps. Start that process and see where we go with it. So I do not support this amendment.

- Thanks Alder. Any additional comments on the amendment?

- Can we use the board, Mayor?

- Absolutely. We will use the board.

- [Lefebvre] Mr. Mayor, this is for removing that one section, right?

- [Mayor] Correct.

- Mr. Mayor let me ask exactly what words I have it up here or not to you, but yeah.

- Attorney Bungert, if you could

- Which words are we going to remove?

- Attorney Bungert if you have Attorney Bungert, if you have the language.

- Yep. One second. So it is Section 8.17 of our ordinances and it is section, subsection four, subsection B "Any business violating this section "may be subject to administrative action "for any licenses they possess with the city." So my understanding is subsection eight still stands which allows, Subsection A allows any individual who failed to comply with this section shall be asked to leave by any authorized representative of the business organization. If the individual refuses to leave or continues to refuse to comply the individual may be subject to a municipal forfeiture in the amount of \$10. So it's just taking away the administrative action for licenses. If they do not follow the face coverings requests.

- Mayor can you reset the board please. I think I voted earlier.

- They never even got it. Okay.

- [Gerlach] Can I please ask

- Alder Gerlach, did you have a question before we go to the board?

- Please, I just want to make sure I understand. If I vote Yes, I am voting to remove that administrative action. If I vote No, I am voting to keep that in. Is that correct?

- [Mayor] Correct.

- Thank you.

- And maybe just a question for Attorney Bungert before we get to the vote, from my perspective we haven't had any referrals for a license revocation and a lot department has not pursued any revocations. Is that correct?

- That is correct.

- Okay. Thank you. All right. Seeing no other comments or questions we will use the board on the amendment. So that is a tie vote of six to six in the spirit of compromise, I will support the amendment recognizing the fact that we haven't had to go this route. I don't think it was ever our intention as an administration or as a city to have to go that route. I think most importantly, it would be best for our council to move forward and as united a fashion as possible. And sending the message that face coverings are an incredibly simple and easy tool in the fight against coronavirus. So noting that I will support the amendment.

- Alder Dorff wants to say something.

- Alder Dorff.

- Thank you. I have an amendment. I also in the spirit of compromise in the hopes that council can get together on this issue I would like to move the date from the end of March to our second meeting in February to look at this again, that it would sunset. I think it's February 17th is our second meeting in February. And I'm not saying that that's when we'll stop having masks but I am saying I'd like this portion of it to sunset on February 17th. So we can look at it again on that date

- [Lefebvre] Second

- Motion has been made or an amendment has been offered rather by Alder Dorff to change the date on which the ordinance would expire from March 31st to February 17th. Is it?

- Yes. I think I, and I do think masks are incredibly important incredibly important. I think they are saving lives. I'm horrified that the wearing of masks has been so politicized. And I am offering this amendment in the spirit of cooperation to those members of council that struggle with the idea of masks in the hopes that we can come together as a council and support this. So I hope you will all take that in that spirit. Thank you.

- Thank you alder. We have that amendment and a second by Alder Lefebvre. Comments on the amendment or questions?

- [Stevens] Can we do a board vote?

- [Johnson] Mayor I have a comment.

- [Mayor] Alder Johnson. Go ahead.

- Thank you. If I could just get a point of order from Attorney Bungert can we amend it? Can we offer an amendment to an amendment?

- It's not an amendment to an amendment. It's just an additional amendment. So the first amendment was presented and voted on and approved. And now there's a secondary amendment that's being made. It's not amending the first amendment. It's an additional amendment. That's being voted on separately But I want to offer to amend Alder Dorff's amendment I'm looking to see if that's a problem, I'll make the comment and then Attorney Bungert you think about that while I'm speaking.

- Yeah. That might be simple.

- You know, so last time that we took this issue up, you know one of my major concerns, it wasn't that I was anti mask. In fact, I was wearing masks before they were mandated but part of the discussion was about proper jurisdiction. And right now the state has a mandate in place in order, governor ordered it, that's in place until January 19th, which very coincidentally is the date of our next city council meeting. And so the state order supersedes the city ordinance, correct? And in which case, in which case it might the amendment that I was going to offer was actually to do it through January 19th because then that would allow us the opportunity to take it up at the January 19th council meeting. If one of two things happens, one is the governor's order expires and he does not renew it. Or the president elect, you know, he has indicated that he may provide a national mask mandate. And so it gives us an opportunity as well to see if that were to take place. Although I have to think back to when inauguration date is I'm not sure when that is, but so anyway,

- [Lefebvre] The 20th.

- Okay. So we'd have to take action out before the 20th, but January 19th was the date that I wanted to offer which is why I was inquiring, if I could offer that amendment to the amendment, because I hate to see the council take up the debate on this, when in fact there is a superseding order that trumps what we do anyway.

- So just a point of clarification, a slight one but the Governor's order is through January 21, not 19.

- Oh, okay. I was on his page today. So maybe I was looking at a different order. I don't know, but either way it would still allow us the opportunity to take action. We would probably know more by that time if he's going to extend it, if he has the ability to.

- Can I offer a further compromise to Alder Johnson's amendment?

- Alder Dorff, go ahead.

- Alder Johnson, will you meet me in the middle and go with February 2nd, our first meeting in February? just to get through the 21st the 20th, whenever this all is happening, go to February 2nd.

- I like compromise. Sure.

- Alright. I would like, can I, can I make a friendly amendment to my amendment?

- I think you just withdraw your amendment alder.

- All right. I'll withdraw my amendment and then make a new amendment. My new amendment is that we allow this to continue through February 2nd, 2021

- [Johnson] Second.

- [Mayor] Seconded by Alder Johnson

- Sure.

- Alright. Any further discussion on that amendment?

- Question for the police chief, if I could,

- [Mayor] Go ahead.

- Chief Smith, has the police department had any enforcement issues with that ordinance as it stands?

- Yeah, we've been keeping track of it and we've had a bunch of complaints but we've not done any enforcement ourselves we referred the complaints to the health department. And I've, my recollection there was about 48 of them since the beginning of the summer. Most of the times our officers will go to a location and just explain to people what the situation is. And we get voluntary compliance.

- How about the last say, two months? Any issues, has the society or public just kind of become accustomed to it? By now I mean most people, most businesses require it and I think we've had a lot of voluntary compliance.

- I think we do have a lot of voluntary compliance. I talked to the front desk people who take those calls a lot. They said they've been getting very very fewer bills calls recently.

- Okay. Thank you, Chief.

- Mayor

- [Mayor] Alder Galvin. Go ahead.

- I guess that question, last question, stirred up something in the back of my head. My understanding is that no action with any of these complaints from the police department. My understanding is the health department hasn't been doing any contact tracing or anything else related to this. My experience there was a social media site for businesses that are adhering to the COVID restrictions of masking in that, for this area around Green Bay. And if you go through that you'll see quite a few that are complying and quite a few that aren't. Many of them are in the city of Green Bay. I think you could go to, there's a certain gas station chain in the city of Green Bay. If you go in there, you will not see any employees or any of their customers wearing masks. So I guess I'm wondering just how effective turning these complaints into the health department has been how effective they're really being. And I guess that's my concern or going we start to water down this, this ordinance. Thank you.

- Thanks Alder. Any other comments on the amendment? Seeing none, Alder VanderLeest did you ask for a board vote on this amendment?

- [John] No, I didn't.

- Okay. So all in favor of the amendment will signify by saying aye.

- [Alders] Aye.

- Oppose nay. The amendment is successful. Further comments on the item as amended.

- Do you need another motion to approve it as amended?

- [Mayor] Correct?

- I move to approve as amended.

- [Gerlach] Second

- Motion made by Alder Dorff, seconded by Alder Gerlach to approve this item as amended, any further comments?

- I do have one.

- [Mayor] Alder Wery. Go ahead.

- Thank you, Mr. Mayor. I think it's all about choice. I think you've put information out there, you allow businesses and you allow people to make their own informed choice. So I will be voting No. Thank you.

- Thank you alder. Seeing no other comments we will use the board. And that item is successful tended to which means that it meets the two thirds threshold requirement to go into effect in first reading. So that will be in force at the end of the year. On to T3 consideration with possible action for the city to not renew the flexible spending account agreement with Total Administrative Services Corporation and enter into an agreement with Employee Benefits Corporation to administer the city's flexible spending account effective January One, 2021. On that, we will go to Director Faulds to give us a little bit of background.

- Yeah, sure. That item was kind of a mouthful there. Sorry Mayor for that. So you do have the memo and the cost analysis in your packet. So I'm not going to rehash all of that, but if you have any questions, please let me know. I did talk to the Finance Department today and before we make any decisions, I want to make sure the Finance Department's up to make sure that our processes comply with what EBC's process is. So I'd like to propose an amendment to this. The amendment would be consideration and possible flag to permit staff, to enter into an agreement with either Total Administrative Services Corporation or Employee Benefits Corporation to administer the city's flexible spending account effective January 1st, 2021. So that would just give staff the opportunity to

vet EBC a little bit more and make sure we're making the right decision when you go away from TASC.

- Thank you Director. Any questions for Director Faulds?

- I'll make that

- [Dorff] I move to approve

- Alder Scannell, I think is making an amendment.

- Yep. I'll make the amendment that I move to amend as suggested by her. Personnel Director.

- [Dorff] Second.

- Seconded by Alder Dorff. Any discussion on the amendment?

- Mayor

- [Mayor] Alder Johnson.

- Thank you, Director Faulds. Could you just touch on, I mean, you know oftentimes if you make these types of transitions, right? There's hiccups, and obviously the second option that we're looking at is more expensive. I think 13,000, roughly estimated, you know so could you just speak to that? And I know you documented the hiccups, right? But I mean, are these things that are just happening because it's such a new transition or do you see these things happening in perpetuity? And then secondly, if you could also answer, the added costs for that, where is that going to come from?

- Yeah. So I think those are great questions. So yeah, we're not making this decision lightly. So I actually spoke with committee earlier this year about TASC and they told me that every client they've had has had an issue with the transition and the clients that they've had that actually have transitioned are continuing to have the same problems with them. And really right now at this point, it's, you know, I don't want to be too blinds or, you know but our employees, I mean almost every single thing we've gone through right now has gone wrong at this point. And our employees have really lost like confidence in the customer service. And I don't blame them. Having two hour long waits, having issues where they're describing our policies and our procedures that are in the wrong manner, just incorrect. It's been difficult for them. And it's been a pretty big burden on our staff in HR as well. So yeah, this isn't a decision we take lightly and we do feel like the customer service is not going to improve. That's why we're really taking a hard look at it. And then I'm sorry, what was the second question again?

- So we're looking at an added cost of roughly 13,000. Where's the source of that?

- Yep. So with this past summer, with all the changes that we made we didn't really feel comfortable coming forward to the council saying, "Let's change our vendor" On top of all the other changes we're going to have and also have an added cost. I think it's closer to about 10,000 and we didn't feel comfortable doing that. So now, when we look at the numbers with the family savings plan those projections are better than what we anticipated. And hopefully those savings we've projected are better as well. So we do feel comfortable that we do feel comfortable excuse me, that \$10,000 can be absorbed through that.

- Thank you.

- Thanks Alder. Further comments or questions? Alder Dorff.

- Thank you. I just wanted to say that I worked with EBC for more than 12 years, probably 15 years. The school district had it, fabulous. No problems always had growth. So I had great experience with them as did many of the employees that I worked with. Thank you.

- Great. Thank you Alder. Alder Galvin.

- Your Honor, And as a person who was using the city insurance, yet my experience with this transfer has not been good. I mean, I've gone through quite a few transfers over the years when we would go to different companies and handlers and that. I will say that, the NGO you can pass this information on. I believe it's Jill Christianson I've been working with. She's been phenomenal and I actually feel sorry for her because every time I call her this company has changed things on her. And I believe probably made her life a living hell over the last couple of months. So I support this changeover. Thank you.

- Yes, she's done a great job and there's been a lot of changes and we have one benefits specialist. So you can imagine if we have all these issues with one vendor, she has to answer those questions, and then also answer all the questions that we have for all the other benefits. So I'll pass that along. I do appreciate you saying you saying that.

- Yes. Thank you alder. Any other comments on the amendment? Seeing none, we have a motion for the amendment and a second. All in favor will signify by saying aye.

- [Alders] Aye.

- Oppose, Nay. The ayes have it.

- [Scannell] Motion to approve as amended

- [Gerlach] Second

- Motion made to approve the item as amended seconded, that was made by Alder Scannell, seconded by Alder Gerlach. All in favor will signify by saying, aye.

- [Alders] Aye

- Oppose nay. The ayes have it, motion amended. On to ordinances first and final reading for adoption.
- Motion to approve number one.
- Mayor, before we move on this will need a motion to suspend the rules for both to allow for council to adopt both at first reading. And that will require a two-thirds majority.
- Very good. So I will entertain a motion to suspend the rules on Item U I
- [Johnson] Move to approve
- [Scannell] Second
- Motion made by Alder Johnson, seconded by Alder Scannell. All in favor will signify by saying, aye.
- [Alders] Aye.
- Oppose, nay? The ayes have it.
- Motion to approve.
- [Stevens] Second
- Motion made by Alder Scannell seconded by Alder Stevens to approve the item. All in favor will signify by saying aye.

- [Alders] Aye.
- Oppose, nay. The ayes have it and motion approved onto U2
- Motion to suspend the rules.
- [Johnson] Second.
- Motion to suspend the rules made by Alder Scannel, seconded by Alder Johnson. All in favor will signify.
- - Oh, I'm sorry. I want to speak when we vote on this Mayor.
- Okay. All in favor will signify by saying aye.
- [Alders] Aye
- Oppose Nay.
- No
- The ayes have it, and that motion to suspend is successful.
- Motion to approve

- [Dorff] Second

- Motion to approve made by Alder Scannell, seconded by Alder Dorff. Alder Brunette, you

- This is Item 2, correct? The face coverings.

- Yes.

- Yeah, so, you know, I'm in support, you know I'm still on the fence, but I, I'm in support. I think what I'm comfortable with is that the state of emergency has been lifted. So therefore the ordinance had to be adjusted a little bit because it was set to expire with the state of emergency. So, although I'm conflicted because I tend to have some libertarian leanings I understand the necessity to maybe extend the face covering ordinance a little bit. I'm also very happy to see that the one thing that I was most adamant against and that is penalizing businesses who possess a license with the city was removed, then mayor broke the tie which I like. So this is why I am in favor of it. I'm still conflicted but I think it was a failure of compounding governments. Sometimes we have to compromise. Thank you.

- Appreciate that alder. Thank you. Additional comments

- We use the board on number two?

- Yes we can. A request for roll call has been made. We'll use the board on the vote.

- [Pam] Alder Galvin. It's not showing up for you.

- Eh, you're right. It's not showing up here at all.

- Vote verbally alder?

- Wait, it just can't. Do you have it? Otherwise, if you don't have it on board.

- And again, that vote is 10 to two. So with that, we're on to ordinance's first reading. I Entertain a motion to advance Item One to a second and final reading.

- [Scannell] Motion to advance

- [Stevens] Second

- Motion made by Alder Scannell, seconded by Alder Stevens. Any comments or questions? Seeing none. All in favor will signify by saying aye

- [Alders] Aye

- Oppose nay. The ayes have it. And this item has been advanced to, this its ordinance has been advanced to final adoption. Petitions and communications.

- [Lefebvre] Mayor?

- Alder Lefebvre, go ahead.

- [Lefebvre] Yes, and I have to send it in. Okay. I believe this is a bid for finance. I'm asking the fair election grant with financial breakdowns, where it was spent.

- Very good.

- [Lefebvre] Thank you.

- Any other communications? Seeing none, I'll entertain a motion.

- Motion to refer

- Second

- Motion for all petitions and communications to the proper authority it's been made by Alder Scannell, seconded by Alder Steuer. All in favor of the motion, please signify by saying aye.

- [Alders] Aye.

- Oppose nay The ayes have it. Petitions and communications have been referred. Adjournment.

- [Scannell] Motion to adjourn.

- [Dorff] Second

- Motion to adjourn made by Alder Scannell, seconded by Alder Dorff, all in favor signify by saying aye

- [Alders] Aye

- Oppose Nay The Ayes have it, we adjourn. Thanks everybody.

- [Alder] Merry Christmas everyone. Take care.